

# **OFFICIAL PROCEEDINGS MINNEAPOLIS CITY COUNCIL**

## **REGULAR MEETING OF JUNE 5, 2015**

(Published June 13, 2015, in *Finance and Commerce*)

### **CALL TO ORDER**

Council President Johnson called the meeting to order at 9:30 a.m. in the Council Chamber, a quorum being present.

Present - Council Members Kevin Reich, Cam Gordon, Jacob Frey, Blong Yang, Abdi Warsame, Lisa Goodman, Elizabeth Glidden, Alondra Cano, Lisa Bender, John Quincy, Andrew Johnson, Linea Palmisano, President Barbara Johnson.

On motion by B. Johnson, the agenda was amended to include under the Order of Resolutions a resolution honoring Assistant Police Chief Matthew Clark.

On motion by Quincy, the agenda was amended to include under the Order of Resolutions a resolution declaring June 2015 "Lesbian, Gay, Bisexual, and Transgender Pride Month" in the City of Minneapolis.

On motion by Glidden, the agenda, as amended, was adopted.

On motion by Glidden, the minutes of the regular meeting of May 15, 2015, were adopted.

On motion by Glidden, the petitions, communications, and reports of the City officers were referred to the proper Council committees and departments.

The following reports were signed by Mayor Betsy Hodges on June 11, 2015. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city. A complete copy of each summarized ordinance and resolution is available for public inspection in the office of the City Clerk.

### **REPORTS OF STANDING COMMITTEES**

**The COMMUNITY DEVELOPMENT & REGULATORY SERVICES Committee submitted the following reports:**

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-231 authorizing sale of land Vacant Home Recycling Program Disposition Parcel TF-845 at 2321 Fillmore St NE, Minneapolis.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-231**

**By Goodman**

**Authorizing sale of land Vacant Home Recycling Program Disposition Parcel TF-845 at 2321 Fillmore St NE, Minneapolis.**

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop disposition Parcel TF-845, in the Windom Park neighborhood, from Accent Homes Inc., hereinafter known as the Redeveloper and another offer to purchase and develop Parcel TF-845, from Shafer Hartman hereinafter known as the Alternate Redeveloper, the Parcel TF-845, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-845; 2321 Fillmore Street NE: South 37.5 feet of Lot 18, Block 4, Lincoln Street Supplement to East Side Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$19,800, for Parcel TF-845 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Alternate Redeveloper has offered to pay the sum of \$19,800 for Parcel TF-845 to the City for the land, and the Alternate Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, both the Redeveloper and the Alternate Redeveloper have submitted to the City statements of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on May 8, 2015, a public hearing on the proposed sale was duly held on May 19, 2015, at the regularly scheduled Community Development & Regulatory Services Committee meeting of the City Council, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Vacant Home Recycling Program plan, as amended, is hereby estimated to be the sum of \$19,800 for Parcel TF-845.

Be It Further Resolved that the acceptance of the offers and proposals are both hereby determined to be in accordance with the City's approved disposition policy and it is further determined that both the Redeveloper and the Alternate Redeveloper possess the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program, but that the City prefers the Redeveloper's proposal over the Alternate Redeveloper's proposal.

Be It Further Resolved that the Redeveloper's proposal is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions; 1) land sale closing must occur on or before 90 days from the date this Resolution is approved by the City 2) payment of holding costs of \$300.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that if and only if Redeveloper fails to close on the land sale pursuant to the conditions described above, the Alternate Redeveloper's proposal is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions; 1) land sale closing must occur on or before 30 days from the date of City notification to the Alternate Redeveloper and 2) payment of holding costs of \$300.00 per month from the date of notification if the land sale closing does not occur on or before 30 days from the date of City notification to the Alternate Redeveloper.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the CPED Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper or Alternate Redeveloper, as appropriate; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby to execute and deliver a conveyance of the land to the Redeveloper or the Alternate Redeveloper, as appropriate; in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Ordinance 2015-Or-016 amending Title 14, Chapter 362 of the Minneapolis Code of Ordinances related to Liquor and Beer: Liquor Licenses, to allow off-sale of distilled spirits by licensed micro distilleries and Sunday growler sales by licensed brewers.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-016**  
**By Reich and Goodman**  
**Intro & 1st Reading: 5/15/2015**  
**Ref to: CD&RS**  
**2nd Reading: 6/5/2015**

**Amending Title 14, Chapter 362 of the Minneapolis Code of Ordinances relating to Liquor and Beer: Liquor Licenses.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Chapter 362 of the above-entitled ordinance be amended by adding thereto a new Section 362.43 to read as follows:

**362.43. – Off-sale distilled spirits.** (a) A micro distillery licensed under Minnesota Statute 340A.22 may be licensed for the off sale of distilled spirits produced and packaged on the licensed premises, subject to all applicable Minnesota Statutes, federal laws, rules and regulations, and the following conditions:

(b) "Off-sale" premises shall not be subject to the requirement that they be located in excess of two thousand (2,000) feet from another "off-sale" liquor premises as described in section 362.40 of this chapter.

(c) Off-sale of distilled spirits permitted in this section may only be made during the hours that off-sale liquor may be made in Chapter 364.80 (b) of this code.

(d) The annual license fee shall be as listed in the License Fee Schedule.

Section 2: That Section 362.45 of the above-entitled ordinance be amended to read as follows:

**362.45. - "Off-sale" malt liquor.** (a) A brewer licensed under Minnesota Statute 340A.301, ~~Subdivision 6(d), (i), or (j)~~ may be licensed for the "off-sale" of malt liquor produced and packaged on the licensed premises, subject to the following conditions:

(1) Off-sale of malt liquor may only be made during the hours that "off-sale" of liquor may be made in Chapter 364.80 (b) of this code, and from 8:00 a.m. to 10:00 p.m. on Sundays, excluding Thanksgiving Day, December 25th, and after 8:00 p.m. on December 24th;

(2) The malt liquor shall be packaged in sixty-four-ounce containers commonly known as "growlers" or in seven hundred fifty (750) milliliter bottles;

(3) The malt liquor sold at "off-sale" must be removed from the licensed premise before the applicable closing time at exclusive liquor stores;

(4) The "growler" must be sealed in such a manner that the seal must be broken in order to open the container and the seal must bear the name and address of the brewer, and the legend "Not for Consumption in Public" must be prominently displayed on the seal.

(b) "Off-sale" malt liquor premises shall not be subject to the requirement that they be in excess of two thousand (2,000) feet from another "off-sale" liquor premise.

(c) The annual license fee shall be as listed in the License Fee Schedule.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Ordinance 2015-Or-017 amending Title 14, Chapter 364 of the Minneapolis Code of Ordinances related to Liquor and Beer: Liquor Regulations, allowing restaurants, clubs, bowling centers and hotels with an on-sale liquor license to sell or serve intoxicating liquors at 8:00 a.m. on Sundays.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-017**  
**By Frey and Goodman**  
**Intro & 1st Reading: 5/15/2015**  
**Ref to: CD&RS**  
**2nd Reading: 6/5/2015**

**Amending Title 14, Chapter 364 of the Minneapolis Code of Ordinances relating to Liquor and Beer: Liquor Regulations.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 364.80 of the above-entitled ordinance be amended to read as follows:

**364.80. - Hours, days regulated.**

(a) No on-sale or service of liquor, wine or beer may be made:

- (1) Between 1:00 a.m. and 8:00 a.m. on the days of Monday through Saturday;
- (2) After 1:00 a.m. on Sundays, except with a valid Sunday sales license as provided in subsection (c);
- (3) Alcohol may be served or sold until 2:00 a.m. in establishments that have obtained a permit from the commissioner of public safety under Minnesota Statute Section 340A.504 Subd. 7, permitting sales after 1:00 a.m.

(b) No off-sale of liquor may be made:

- (1) On Sundays;
- (2) Before 8:00 a.m. on Monday through Saturday;
- (3) After 10:00 p.m. on Monday through Saturday;
- (4) On Thanksgiving Day;
- (5) On December 25; or
- (6) After 8:00 p.m. on December 24.

(c) Sunday sales. Establishments to which "on sale" licenses have been issued or hereafter may be issued for the sale of intoxicating liquors which are hotels or restaurants may serve intoxicating liquors between the hours of ~~10:00~~ 8:00 a.m. on Sundays and 1:00 a.m. on Mondays in conjunction with the serving of food. An establishment that has obtained a permit from the commissioner of public safety under Minnesota Statute Section 340A.504 Subd. 7 may serve intoxicating liquors until ~~between the hours of 10:00 a.m. on Sundays~~ and 2:00 a.m. on Mondays. It is unlawful for any such establishment, directly or indirectly, to sell or serve intoxicating liquors as provided in this subsection without having first obtained a special license therefor.

Application for said special license shall be made to the council in the same manner as application is made for other licenses to sell intoxicating liquor.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

**CD&RS** – Your Committee recommends approval of the Business License Operating Conditions Agreement negotiated between the City of Minneapolis and PS Development Company III, LLC, in conjunction with approval of their application for extended hours of operation for the restaurant license for Pizza Studio, 1415 4th St SE, Minneapolis, as set forth in the Department of Community Planning and Economic Development/Licenses and Consumer Services Division report and made a part of this report by reference.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**CD&RS** – Your Committee recommends approval of the Department of Licenses and Consumer Services Agenda recommendations granting Liquor, Business and Gambling licenses as set forth in Petition No. 278397 on file in the office of the City Clerk, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

Approved by Mayor Betsy Hodges 6/8/2015.

(Published 6/10/2015)

**CD&RS** – Your Committee, having under consideration the On Sale Wine and Strong Beer, Class E License held by Michael Ryan for Be-Wiched Deli Inc, 800 Washington Ave N, Minneapolis, and a License Settlement Conference having been held with the licensee, now recommends that the Findings of Fact, Conclusions and Recommendations allowing the licensee to retain said license subject to adherence with the recommendations contained therein be approved, as set forth in the Department of Community Planning and Economic Development/Licenses and Consumer Services Division report, and made a part of this report by reference.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**CD&RS** - Your Committee recommends passage of Resolution 2015R-232 rescinding Resolution No. 2014R-130 entitled "Approving Business License Operating Conditions relating to the Restaurant License held by Java Coffee, LLC, 2740 Minnehaha Ave, Minneapolis," passed April 11, 2014.

Your Committee further recommends approval of the Business License Operating Conditions Agreement negotiated between the City of Minneapolis and Java Coffee, LLC allowing the licensee to retain the Food Restaurant license for Java Coffee, 2740 Minnehaha Ave, subject to adherence with the conditions contained therein, as set forth in the Department of Community Planning and Economic Development/Licenses and Consumer Services Division report, and made a part of this report by reference.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-232**  
**By Goodman**

**Rescinding Resolution No. 2014R-130 entitled "Approving Business License Operating Conditions relating to the Restaurant License held by Java Coffee, LLC, 2740 Minnehaha Ave, Minneapolis" passed April 11, 2014.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be and is hereby rescinded, as follows:

- ~~1. Java Coffee agrees that the previous owner, Mohamed Omar shall not be in any manner involved with or possess any interest in the ownership or management of the licensed establishment. Furthermore, Mohamed Omar shall not be employed by or at the licensed establishment nor derive or share in any financial benefit associated with the operation of the establishment. This includes providing the sale of food or food products to Java Coffee.~~
- ~~2. Java Coffee will be allowed to conduct business on the interior during the following hours:~~
  - ~~a. Monday to Thursday 6:00 a.m. to 10:00 p.m., Sunday 6:00 a.m. to 11:00 p.m. and Friday and Saturday 6:00 a.m. to 12:00 a.m. with the following conditions:~~
    - ~~1. Hours of operation shall be posted in 2 inch size lettering on the interior and the exterior of the building.~~
    - ~~2. All food sales shall stop at 15 minutes before closing time.~~
    - ~~3. A verbal closing warning shall be issued at 10 minutes before closing time.~~
    - ~~4. All patrons shall be out of the premises by at the closing time listed above.~~
    - ~~5. The owner shall instruct all patrons to remove themselves from the parking lot by five minutes after the hour.~~
  - ~~b. The outdoor cafe shall close at 10:00 p.m. each day. Tables and chairs shall be stacked by 10:00 p.m. each day.~~
- ~~3. Java Cafe agrees to monitor the outside of the premises for noise including the loud voices of the patrons. They shall request any person using a loud voice to remove themselves to the interior of the premises or leave the business.~~

4. ~~“No Trespassing” signs will remain clearly posted on the exterior of the business. Java Coffee employees shall immediately ask people that are observed loitering in the immediate vicinity of the restaurant to leave. If the loitering activity persists, staff will call 9-1-1 and request police assistance to alleviate the loitering activity. The business agrees to cooperate fully in the prosecution of criminal activity.~~

5. ~~The owner of Java Coffee agrees to pay all fines and fees by the final disposition date owed by the City of Minneapolis. Some of the fees sent to a business include, but are not limited to, Pollution Control Annual billing, false alarms, water bills, business license renewal fees and administrative citations.~~

6. ~~The owner of Java Coffee agrees that if three violations of this agreement occurred the hours of operation shall be immediately changed to the C1 district hours of operation, Sunday to Thursday 6:00 a.m. to 10:00 p.m. and Friday and Saturdays 6:00 a.m. to 11:00 p.m.~~

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report and resolution were adopted.

**CD&RS** – Your Committee recommends passage of Resolution 2015R-233 authorizing the sale of land, Grain Belt Redevelopment Plan Disposition Parcel GB-1D at 1326 Water St, Minneapolis to the City of Minneapolis, acting by and through its Park and Recreation Board, for \$1,200, and authorizing the proper City officers to enter into a land sale contract and related documents in accordance with the terms contained in the Department of Community Planning and Economic Development staff report.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-233**

**By Goodman**

**Authorizing sale of land Grain Belt Redevelopment Plan Disposition Parcel GB-1D at 1326 Water St, Minneapolis.**

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel GB-1D, in the Sheridan neighborhood, from the City of Minneapolis, Acting By and Through its Park and Recreation Board, hereinafter known as the Park Board, the Parcel GB-1D, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of GB-1D; 1326 Water Street: That part of Lots 14 and 15, Block 6, lying Easterly of the Westerly Railroad easement curved line; and Except that part of said Lot 15 lying Easterly of a curved line, concave to the East, having a radius of 544.55 feet and extending from a point on the Easterly line of lot 15 distant 45.24 feet Southerly from the Northeast corner of Lot 15 to a point on the North line of Lot 15 distant 16.28 feet West from the Northeast corner of Lot 15; All in Orth's Addition To The Town of St. Anthony; and



Whereas, the Park Board has offered to pay the sum of \$1,200, for Parcel GB-1D to the City for the land, and the Park Board's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Park Board has submitted to the City a statement of financial responsibility and qualifications; and

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That in accordance with the Grain Belt Redevelopment Plan, as amended, and for public purpose uses, the City is selling parcel GB-1D to the Park Board for the sum of \$1,200.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in accordance with the City's approved disposition policy and it is further determined that the Park Board possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land. Furthermore, that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Park Board; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Park Board in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report and resolution were adopted.

**CD&RS** – Your Committee recommends approval of the Year 2016 Low Income Housing Tax Credit (LIHTC) Procedural Manual and Qualified Allocation Plan as detailed in the Department of Community Planning and Economic Development staff report, and that the proper City officers be authorized to proceed with a Request for Proposals.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**CD&RS** – Your Committee recommends approval of the submissions of 2015-2016 Minnesota Housing Community Impact Fund applications to Minnesota Housing for the following City programs: a) Rehab Support Program, in the amount of up to \$1.2 million; b) Green Homes North in the amount of up to \$1 million; and c) Homeownership Opportunity Minneapolis in the amount of up to \$250,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**CD&RS** – Your Committee recommends that the proper City officers be authorized to apply for a State Fiscal Year 2015 Minnesota Youth Workforce Development Competitive Grant Pilot Program grant in excess of \$250,000 from the Minnesota Department of Employment and Economic Development/Office of Youth Development.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**CD&RS** – Your Committee recommends approval of the Rental License Conditions and Stipulated Agreement negotiated between the City of Minneapolis and the licensee for the Rental Dwelling License held by Charles F. Daws for property at 3126 4th St SE, Minneapolis, allowing the licensee to retain the Rental Dwelling License for said property, as set forth in the Department of Regulatory Services report and made a part of this report by reference.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**The COMMUNITY DEVELOPMENT & REGULATORY SERVICES and INTERGOVERNMENTAL RELATIONS Committees submitted the following report:**

On behalf of the Community Development & Regulatory Services and Intergovernmental Relations Committees, Goodman offered Resolution 2015R-234 approving Laws of Minnesota 2015 Legislative Session, Chapter 9, Article 2, Section 4, authorizing the City of Minneapolis to issue an on-sale liquor license to the Norway House, 913 E Franklin Ave, Minneapolis.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-234  
By Goodman and Glidden**

**Approving Laws of Minnesota 2015 Legislative Session, Chapter 9, Article 2, Section 4.**

Whereas the Minnesota State Legislature has passed a law authorizing the City of Minneapolis to issue an on-sale intoxicating liquor license to Norway House, or to its concessionaire or operator at 913 East Franklin Avenue, for the sale of intoxicating liquor for consumption on the premises, subject to the hours and days of sale restriction in Minnesota Statutes, section 340A.504, and any reasonable restrictions imposed by the licensing authority; and

Whereas, said legislation, by its terms requires an affirmative vote of a majority of the members of the City Council by the first day of the next regular session of the legislature before it may become effective;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the said law be now approved and the City Clerk be directed to prepare and file with the Secretary of State the required certification of approval.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

**The COMMUNITY DEVELOPMENT & REGULATORY SERVICES and WAYS & MEANS Committees submitted the following reports:**

On behalf of the Community Development & Regulatory Services and Ways & Means Committees, Goodman offered Resolution 2015R-235 authorizing the proper City officers to apply to Metropolitan Council's Tax Base Revitalization Account (TBRA) Pilot Grant Program for environmental investigation funding for the following projects: 4146 Fremont Avenue N, Western Motors, and Upper Harbor Terminal, and authorizing submittal of the aforesaid applications to the Metropolitan Council's TBRA Pilot Grant Program.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-235**

**By Goodman and Quincy**

**Authorizing application to the Metropolitan Council's Tax Base Revitalization Account [TBRA] for various projects.**

Whereas, the City of Minneapolis (the "City") is a participant in the Livable Communities Act's Local Housing Incentives Account Program for 2015 as determined by the Metropolitan Council, and is therefore eligible to make application for funds under the Tax Base Revitalization Account; and

Whereas, the City has identified the following assessment and/or clean-up projects within the City that meet the Tax Base Revitalization Account's purposes and criteria, and are consistent with and promote the purposes of the Metropolitan Livable Communities Act and the policies of the Metropolitan Council's adopted metropolitan development guide: 4146 Fremont Avenue N., Western Motors, and Upper Harbor Terminal; and

Whereas, the City has the institutional, managerial and financial capability to ensure adequate project and grant administration; and

Whereas, the City certifies that it will comply with all applicable laws and regulations as stated in the contract grant agreements; and

Whereas, the City finds that the required environmental assessment or contamination cleanup will not occur through private or other public investment within the reasonably foreseeable future without Tax Base Revitalization Account grant funding; and

Whereas, the City represents that it has undertaken reasonable and good faith efforts to procure funding for the activities for which Livable Communities Act Tax Base Revitalization Account funding is sought but was not able to find or secure from other sources funding that is necessary for assessment and/or cleanup completion and states that this representation is based on the following reasons and supporting facts: Because the sites referred to herein do not yet have developers or specific development plans, no (or insufficient) funds have been specifically budgeted for assessment and/or cleanup, and the sites do not qualify for “regular” TBRA funding in the May 1 brownfield grant round;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Council authorizes the Director of the Department of Community Planning and Economic Development or other appropriate City staff to submit an application for Metropolitan Council Tax Base Revitalization Account [TBRA] grant funding for one or more of the above-referenced projects. The City acknowledges that for each TBRA grant awarded to and accepted by the City, the City will be the grantee and will act as legal sponsor, and will administer and be responsible for grant funds expended for the project referred to in the applicable grant application submitted on May 1, 2015.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

**CD&RS & W&M** – Your Committee, having under consideration former Fire Station No. 14 located at 1704 33rd Ave N, Minneapolis, now recommends approval of the awarding of exclusive negotiating rights to Fighting Chance/Ryan Burnet as the developer of the City-owned property for a period of six months and that the proper City officers be authorized to negotiate redevelopment contract terms and, upon successful negotiation, return for further City Council review and approvals.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**CD&RS & W&M** – Your Committee recommends that the proper City officers be authorized to execute a contract with Conurbation LLC for owner’s representative services for the Downtown East Commons project in an amount not to exceed \$180,000, through December 31, 2017, with options to extend.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**CD&RS & W&M** - Your Committee recommends acceptance of the low bids submitted to the Departments of Community Planning & Economic Development and Procurement on Official Publication No. 8083 from Innovations, LLC (North District) and Aloha Landscaping, Inc (Northeast and South Districts) each in the amount of \$150,000.00 to furnish and deliver all labor, materials, equipment and incidentals necessary to accomplish cutting grass, weeds, brush and branches for the Minneapolis Regulatory Services Department. Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for this project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**The HEALTH, ENVIRONMENT & COMMUNITY ENGAGEMENT Committee submitted the following reports:**

On behalf of the Health, Environment & Community Engagement Committee, Gordon offered Ordinance 2015-Or-018 amending Title 10, Chapter 186 of the Minneapolis Code of Ordinances relating to Food Code: In General, adding or deleting language to remove conflicts with Minnesota Statutes and Rules.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-018**  
**By A. Johnson**  
**Intro & 1st Reading: 5/1/2015**  
**Ref to: HE&CE**  
**2nd Reading: 6/5/2015**

**Amending Title 10, Chapter 186 of the Minneapolis Code of Ordinances relating Food Code: In General.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 186.30 of the above-entitled ordinance be amended to read as follows:

**186.30. More restrictive standards to apply.** Where the conditions imposed by any provision of the food code are either more restrictive or less restrictive than comparable conditions imposed by the

Minnesota Food Code, or any other law, statute, rule, resolution, ordinance, or regulation of any kind, the regulations which are more restrictive or which impose higher standards or requirements shall govern, to the extent permitted by law.

Section 2. That Section 186.50 of the above-entitled ordinance be amended to read as follows:

**186.50. Definitions.**

All terms used in this title, unless expressly defined in this section, shall be interpreted as defined in the Minnesota Food Code, part 4626.0020, as they may be amended from time to time. ~~The~~ In addition, the following terms shall have the following meanings:

*Community kitchen* refers to an approved facility licensed as a food manufacturer that may be used by licensed businesses for commercial purpose. A community kitchen may also be an unlicensed kitchen that is used by community members for cooking non-commercial or exempt foods or for cooking classes and/or other related activities.

*Confectionery, as a license type*, shall mean the class of food that shall include ready-to-eat, single-service, pre-packaged snack items and beverages including chips, pop, candy, crackers, cookies, pastries, popcorn, sandwiches, milk, yogurt, ice cream, cheese and/or microwavable single-service soups or entrees and similar items. Ready-to-eat, single serving fruits and vegetables prewashed by the supplier may be sold if the facility has a conveniently located hand wash sink. No packaging or re-packaging may occur on the premises. If the facility is equipped with an NSF-approved three-compartment ware-washing sink with two (2) drain boards, and a hand wash sink conveniently located in the ware-washing area, the following non-potentially hazardous food items may be sold: coffee and flavored specialty coffees dispensed from a self-service device, pastries in a self-service display case, and candies in bulk containers for self-service. Food products designed for home preparation are not permitted. A commercial grade self-service microwave oven for self-service reheating of purchased food items is permitted. Approved commercial refrigeration and freezers are required.

~~*Critical item* means a part of the Food Code that, if in noncompliance, is more likely than other violations to contribute to food contamination, illness, or environmental degradation and represent substantial public health hazards. The designation of a critical item shall be in conformance with the designation contained within Minnesota Rules, Chapter 4626, as they may be amended from time to time.~~

~~*Food establishment* shall be defined including Minnesota Rules 4626.0020 subpart 35(c), in addition to those facilities listed in Minnesota Rules 4626.0020 subpart 35(a) and (b).~~

*Food manufacturer* means a food service establishment with food preparation and service for carry-out, delivery, on-site dining with twelve (12) or fewer seats or a community kitchen.

*Food market distributor* means a vendor in a public or municipal market that is selling or reselling foods for off-site consumption.

*Food market manufacturer* means a vendor in a public or municipal market that is selling foods for immediate consumption.

*Food shelf* shall mean a food establishment operated by a nonprofit organization where food is collected, stored, or packaged for free distribution to individuals who qualify for food according to need.

*Food stand* shall mean a temporary food establishment operated in one (1) contiguous space by a single licensee and which complies with the guidelines for dispensing food ~~under~~ as a short-term ~~permit~~ or seasonal short-term food establishment.

~~*Imminent* means impending or likely to develop without delay.~~

*Institutional/congregate food service* shall mean a food establishment that serves food primarily to a defined population in a congregate dining fashion and may include commercial child care centers, hospital cafeterias, public and private schools, senior independent living facilities, charitable dining halls, community food service or similar facilities. Institutional food service shall not mean home-based daycare businesses, establishments that operate with a city board and lodging license or food service operations at group homes, nursing homes, and veteran homes, etc. that are licensed at the county, state or federal level.

*Mobile food vehicle* means a food establishment preparing and/or serving foods from a self-contained vehicle, either motorized or within a trailer, on public sidewalks, curbside on the public streets, or on private property that is readily movable, without disassembling, for transport to another location, which operates no more than 21 days annually at any one place, or operating more than 21 days annually at any one place with the approval of the regulatory authority as defined in Minnesota Rules, part 4626.0020, subpart 70.

*Mobile food vehicle, limited* means a food establishment serving only prepackaged, nonperishable or packaged confections curbside on the public streets from a self-contained motorized vehicle.

*Mobile food vehicle, non-profit free food distributor* means a food establishment serving prepared food or grocery items to the public in a charitable, non-commercial manner.

~~*Non-critical item* means a part of the Food Code that, if in noncompliance, is less likely than other violations to contribute to food contamination, illness, or environmental degradation and represent substantial public health hazards. The designation of a non-critical item shall be in conformance with the designation contained within Minnesota Rules, Chapter 4626, as they may be amended from time to time.~~

*Perishable food* is fresh fruit and fresh vegetables, such as, but not limited to, apples, bananas, oranges and grapefruit, lettuce, carrots, radishes, onions and potatoes.

~~*Potentially hazardous food:*~~

~~(1) Potentially hazardous food means a food that is natural or synthetic and is in a form capable of supporting:~~

~~a. The rapid and progressive growth of infectious or toxigenic microorganisms;~~

~~b. The growth and toxic production of *Clostridium botulinum*; or~~

~~c. In raw shell eggs, the growth of Salmonella enteritidis.~~

~~(2) Potentially hazardous food includes foods of animal origin that is raw or heat-treated, a food of plant origin that is heat-treated or consists of raw seed sprouts, cut melons, and garlic and oil mixtures that are not acidified or otherwise modified at a food processing plant in a way that results in mixtures that do not support growth as specified in item (1).~~

~~(3) Potentially hazardous food does not include:~~

~~a. An air-cooled hard-boiled egg with the shell intact;~~

~~b. A food with an a(w) value of 0.85 or less;~~

~~c. A food with a pH level of 4.6 or below when measured at twenty-four (24) degrees Celsius (seventy-five (75) degrees Fahrenheit);~~

~~d. A food, in an unopened hermetically sealed container, that is commercially processed to achieve and maintain commercial sterility under conditions of nonrefrigerated storage and distribution;~~

~~e. A food for which laboratory evidence demonstrates that the rapid and progressive growth of infectious and toxigenic microorganisms or the growth of Salmonella enteritidis in eggs or Clostridium botulinum cannot occur, including a food that has an a(w) and pH that are above the levels specified in subitem (2) or (3) and that may contain a preservative, other barrier to the growth of microorganisms, or a combination of barriers that inhibit the growth of microorganisms; or~~

~~f. A food that may contain an infectious or toxigenic microorganism or chemical or physical contaminant at a level sufficient to cause illness, but that does not support the growth microorganisms as specified in item (1).~~

*Process review* means evaluating the menu and processes to receive, store, prepare, cook, hold, cool, and serve food.

*Restaurant* means a food service establishment with food preparation and service for carry out, delivery or on-site dining with thirteen (13) or more seats.

*Risk Categories as referenced in MS 157.20:*

(1) Risk {1}: High risk establishment means a public pool, or any food and beverage service establishment, hotel, motel, lodging establishment, or resort that:

(1) a. Serves potentially hazardous foods that require extensive processing on the premises including manual handling, cooling, reheating, or holding for service;

(2) b. Prepares foods several hours or days before service;

(3) c. Serves menu items that epidemiologic experience has demonstrated to be common vehicles of food-borne illness;



d. Serves foods that use specialized processes;

~~(4)~~ e. Has a public swimming pool; or

~~(5)~~ f. Draws its drinking water from surface water supply.

(2) Risk {2}: Medium risk establishment means a food and beverage service establishment, hotel, motel, lodging establishment, or resort that:

~~(1)~~ a. Serves potentially hazardous foods but with minimal holding between preparation and service; ~~or~~

~~(2)~~ b. Serves foods, such as pizza, that require extensive handling followed by heat treatment; or

c. Serves foods that require some preparation on-site.

(3) Risk {3}: Low risk establishment means a food and beverage service establishment, hotel, motel, lodging establishment, or resort that is not a Risk {1}: high-risk or a Risk {2}: medium risk establishment.

(4) Risk exceptions. Mobile food units, seasonal permanent and seasonal temporary food stands, food carts, and special event food stands are not inspected on an established schedule and therefore are not defined as high-risk, medium-risk, or low-risk establishments.

(5) School inspection frequency. Elementary and secondary school food service establishments must be inspected according to the assigned risk category or by the frequency required in the Richard B. Russell National School Lunch Act, whichever frequency is more restrictive.

Seasonal short-term food establishment, referenced as seasonal temporary food stand in MS 157.15, means a food and beverage service establishment that is a food stand which is disassembled and moved from location to location, but which operates for no more than 21 days annually at any one location. A seasonal short-term food establishment may operate for more than 21 days annually at any one place with the approval of the regulatory authority, as defined in Minnesota Rules, part 4626.0020, subpart 70, that has jurisdiction over the seasonal short-term food establishment. A seasonal short-term food establishment pays an annual fee to operate at multiple, approved short-term food events, such as fairs, carnivals, and community celebrations, and is an approved participant under the auspices and control of each such event.

*Sell or sale* is any transaction of a mercantile character.

Short-term food establishment, referenced as special event food stand in MS 157.15, means a food and beverage service establishment which operates no more than three (3) times annually for no more than ten (10) total days at in conjunction with fairs, community celebrations, carnivals, circuses, promotional food product events, sports events and the like other special events.

*Sidewalk cart food vendor* shall mean a food establishment that is a nonmotorized vehicle self-propelled by the operator.

*Unpackaged processed food* means any processed food offered for sale from containers that permit a customer to dispense the food directly into packages, except produce offered for sale or food which is intended to be shelled.

*Wholesome* shall mean sound, healthful, clean, free from adulteration and in all ways fit for human food.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Health, Environment & Community Engagement Committee, Gordon offered Ordinance 2015-Or-019 amending Title 10, Chapter 188 of the Minneapolis Code of Ordinances relating to Food Code: Administration and Licensing, adding or deleting language to remove conflicts with Minnesota Statutes and Rules.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-019**  
**By A. Johnson**  
**Intro & 1st Reading: 5/1/2015**  
**Ref to: HE&CE**  
**2nd Reading: 6/5/2015**

**Amending Title 10, Chapter 188 of the Minneapolis Code of Ordinances relating to Food Code: Administration and Licensing.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 188.10 of the above-entitled ordinance be amended to read as follows:

**188.10. Authority.** This chapter is adopted pursuant to Minnesota Statutes 1998, Chapter 144, ~~145~~, 145A, ~~and 157, 17, 28A, 31, and 34A~~ and related rules; and ~~a~~ delegation agreements authorized by Minnesota Statutes 145A.07 or 28A.075 between the Minnesota Department of Health or the Minnesota Department of Agriculture respectively, and the City of Minneapolis authorizing the Environmental Health Division of the Minneapolis Health Department to inspect and regulate food, beverage and lodging establishments.

Section 2. That Section 188.130 of the above-entitled ordinance be amended to read as follows:

**188.130. Vehicles for peddling food.**

(a) Sanitation. All vehicles used for transporting or peddling fruits, vegetables, milk, meat, poultry or other like produce or provisions shall at all times be kept free from dirt, dust, grease and other hurtful and contaminating substances and in a clean and sanitary condition.

(b) Other use of vehicles. No peddler doing business in the city and using a vehicle for the transporting or peddling of fruits, vegetables, produce or other provisions shall use or permit or cause to be used such vehicle for the hauling or conveyance of junk, junk materials, scrap, garbage, refuse or any decayed animal or vegetable matter or other unclean and unwholesome substance or thing whatever.

(c) Inspection by environmental health division. The environmental health division, or its agents, shall inspect all vehicles used for transporting or peddling fruit, vegetables, milk, meat, poultry or other like produce or provisions, as needed, and shall condemn and destroy any food found thereon to be unsound, unwholesome or unfit for human consumption.

Section 3. That Section 188.250 of the above-entitled ordinance be amended to read as follows:

**188.250. License fees generally.** The annual food license fees to be paid hereunder shall be as established in Appendix J, License Fee Schedule.

Multiple food category licenses: Establishments having a restaurant, grocery or food manufacturing license which also have other food category licenses shall have the fees for those other categories, except sidewalk cafe, mobile food vehicle, and seasonal temporary short term and short term food establishment, reduced by thirty (30) percent. In the instance of any question of which fee shall be reduced, the most expensive shall be paid in full and any others reduced.

Section 4. That Section 188.470 of the above-entitled ordinance be and is hereby repealed.

~~**188.470. Itinerant food establishments.** An itinerant food establishment conducting an unrestricted operation shall comply fully with the provisions of this chapter. When restricted operations are conducted the environmental health division may accept modified physical facilities, may prohibit the sale of certain potentially hazardous foods and may augment requirements when such action is necessary in the interest of public health.~~

Section 5. That Section 188.560 of the above-entitled ordinance be and is hereby repealed.

~~**188.560. Minneapolis food manager certification requirements.** Minneapolis food establishments must comply with the food manager certification requirements, as set out in Minnesota Rules, Chapter 4626.2000 to 4626.2525. In support and/or addition to the Minnesota Rules, all persons licensed to operate a food establishment under this chapter (except short term food establishments) shall at all times employ at least one (1) full time person with supervisory responsibilities (which may be the licensee) who (1) spends a substantial amount of his/her work week at that food establishment, and (2) who has a current Minnesota Department of Health food manager certificate. A large establishment with more than one (1) food preparation and service location under one (1) license, shall have a Minnesota Department of Health certified manager for each location.~~

~~A new licensee shall provide proof of certification before the facility is approved to open.~~

~~The licensee shall notify the city when the certified person leaves or terminates employment with the food establishment. A food establishment that no longer employs a certified manager shall employ a certified manager within thirty (30) days.~~

~~All establishments (except short term food establishments and those exempted pursuant to rules adopted under the authority of the ordinance) shall maintain up to date written policies and guidelines on the premises. These policies and guidelines shall have been approved by the environmental health division and shall govern food handling and preparation, sanitation practices and techniques, personal hygiene including handwashing techniques, the prevention of food borne illness through proper receiving, storage, preparation, cooling and reheating of foods, and other related matters.~~

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Health, Environment & Community Engagement Committee, Gordon offered Ordinance 2015-Or-020 repealing Title 10, Chapter 190 of the Minneapolis Code of Ordinances relating to Food Code: Meat and Meat Products, adding or deleting language to remove conflicts with Minnesota Statutes and Rules.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-020**

**By A. Johnson**

**Intro & 1st Reading: 5/1/2015**

**Ref to: HE&CE**

**2nd Reading: 6/5/2015**

**Repealing Title 10, Chapter 190 of the Minneapolis Code of Ordinances relating to Food Code: Meat and Meat Products.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Chapter 190 of the Minneapolis Code of Ordinances be and is hereby repealed.

**~~CHAPTER 190. — MEAT AND MEAT PRODUCTS~~**

**~~ARTICLE I. — GENERALLY~~**

**~~190.10. Inspection required.~~** ~~No person shall bring or cause to be brought into the city or hold or have possession of or expose or offer for sale or sell for human food in the city, any carcass, part of carcass, meat or meat products of any pig, lamb, calf, cattle, swine, sheep or goats, unless the same shall have been duly and properly inspected before and at the time of and after the slaughter thereof and passed and found to be sound, healthful, wholesome and fit for human food and properly marked, stamped, tagged or certified to, all in conformity with and in the manner prescribed by the "Regulations Governing Meat Inspection of the United States Department of Agriculture," issued by the United States Department of Agriculture July 15, 1914, and designated for purposes of identification as B.A.I. Order 211, and the amendments to said regulations from time to time made and issued by the United States Department of Agriculture, which said regulations and amendments are hereby referred to and made a part of this chapter as fully and to the same extent as if herein set forth at large; or unless such carcass,~~

~~part of carcass, meat or meat products shall have been duly inspected by the Minneapolis Health Department or by one (1) or more of the duly appointed, qualified and acting meat inspectors of the Minneapolis Health Department, and found healthful, wholesome and fit for human food, and properly marked, stamped or tagged by the Minneapolis Health Department or by its meat inspectors, as herein provided.~~

**190.20. Authority to inspect and condemn.** ~~The Minneapolis Health Department shall inspect or cause to be inspected all carcasses, parts of carcasses, meats and meat product of every pig, lamb, calf, cattle, swine, sheep and goat brought into the city for sale, or held, exposed or offered for sale or sold for human food in the city, and shall determine whether or not the same is sound, healthful, wholesome and fit for human food, and shall order and require any and all such carcasses, parts of carcasses, meats or meat products which shall be found to be unsound, unhealthful, unwholesome or not fit for human food, to be at once condemned and destroyed for food purposes by being tanked in a sealed tank or saturated with coal oil or an oil distillate, as directed by the Minneapolis Health Department. Upon the failure of the owner or person in charge or in possession of any such unsound, unhealthful, unwholesome or unfit carcass, part of carcass, meat or meat products, to remove or destroy the same as directed by the Minneapolis Health Department, the Health Department shall forthwith cause the same to be removed from the city or to be destroyed by being tanked in a sealed tank or saturated with coal oil or oil distillate.~~

**190.30. Stamping of wholesome meat.** ~~All such carcasses, parts of carcasses, meats and meat products of any pig, lamb, calf, cattle, swine, sheep or goat brought into the city for sale, or intended or held or exposed or offered for sale or sold for human food in the city, which have not been duly inspected and passed and marked, stamped or certified to as sound, healthful, wholesome and fit for human food in conformity with and in the manner provided by said "Regulations Governing Meat Inspection of the United States Department of Agriculture" shall, upon being inspected by the commissioner of health or by one (1) of the inspectors and found to be sound, healthful, wholesome and fit for human food, be marked and stamped with a rectangular stamp having thereon the words "Approved Minneapolis Health Department, Minneapolis Inspector No. \_\_\_\_\_" together with the figure denoting the proper number of the inspector using any such stamp. Such marking and stamping shall be done in a manner similar to that required by said regulations B.A.I. Order No. 211 and amendments thereto.~~

**190.40. Inspection at slaughterhouse.** ~~All cattle, swine, sheep and goats whose carcasses, meats or meat products are intended for sale for human food in the city which are slaughtered at slaughterhouses or places other than those operated under the supervision of the United States Department of Agriculture shall, at the time and immediately before and after slaughter thereof, whenever and wherever it is practicable and possible so to do within or without the city, be inspected by the Minneapolis Health Department, and if found by such inspection to be sound, healthful, wholesome and fit for human food, shall be marked and stamped as provided in section 190.30. All slaughterhouses and places where any such animals intended for sale for human food in the city are slaughtered, shall at all times be kept and maintained in a clean and sanitary condition to be approved by the Minneapolis Health Department.~~

**190.50. Inspection of meat slaughtered on farms.** ~~The carcasses of pigs, lambs, calves, cattle, swine, sheep and goats owned by any farmer and slaughtered on his farm, which can be and are identified as such, and which are shipped or brought into the city for sale as human food, before the same or any part thereof shall be exposed or offered for sale or sold in the city, shall be inspected and approved or disapproved and marked, stamped or tagged as sound, healthful, wholesome and fit for human food by~~

~~the Minneapolis Health Department or one (1) of the inspectors, at the express office or freight office when shipped into the city by railway, and when brought into the city otherwise than by railway, at some building, market or place in the city provided or designated therefor by the city council or by the Minneapolis Health Department as a place for such meat inspection purposes. All such carcasses of cattle and swine except veal carcasses shall have the head, tongue and lymphatic glands thereof in place and undetached therefrom. No such carcass or carcasses of pigs, lambs, cattle, swine, sheep or goats, or any part or parts thereof, shall be sold, exposed or offered for sale in the city unless and until the same shall have been properly inspected, approved and marked, stamped or tagged as fit for human food by the Minneapolis Health Department.~~

~~190.60—190.70. Reserved.~~

## ~~ARTICLE II. PRODUCT WHOLESALERS~~

~~190.80. Definitions.~~ When used in this article, the following terms shall mean:

~~*Meat food products:* Any articles of food or articles that enter into the composition of food which are not prepared meats, but which are derived or prepared, in whole or in part, by a process of manufacture from any portion of the carcasses of cattle, swine, sheep or goats if such manufactured portion is all, or a considerable and definite portion, of the article, except such preparations as are for medicinal purposes.~~

~~*Product wholesaler:* Any person who processes meat and meat food products and sells such products or any part thereof at wholesale to be retailed for human consumption; provided that this article shall not apply to any such meat or meat products which are sold at retail on the premises where such food products are processed by the processor.~~

~~190.90. License required.~~ No person shall manufacture, process, prepare or distribute any meat food products, or any sausage, for sale at wholesale without being licensed under this article. This license shall be known as a wholesale sausage license.

~~190.100. Application for license.~~ Applications for licenses required by this article shall be made to the licensing official.

~~190.110. When licenses expire.~~ Licenses issued under this article shall expire on April first of each year.

~~190.120. License fees.~~ The annual fees for licenses under this article, based upon the area used in the business, computed in accordance with section 259.190 of this Code, shall be as established in Appendix J, License Fee Schedule.

~~190.130. Licensing, marking of vehicles.~~ In addition to the fee required by section 190.120, the licensee shall pay an annual fee as established in Appendix J, License Fee Schedule, for each vehicle used in the licensed business. Each such vehicle shall have attached to it on each side a license plate stating "Wholesale Sausage Manufacturer or Distributor" and giving the serial number of the license. Such license tag shall be attached to the vehicle so as to be conspicuous and legible at all times. It shall be furnished by the licensing official.

~~190.140. Compliance with other regulations.~~ Any person licensed under this article shall comply with any applicable regulations contained in Chapter 188.

~~190.150. Revocation of licenses.~~ Any violation of this article shall be grounds for revocation of all licenses held by the violator.

~~190.160—190.170. Reserved.~~

### ~~ARTICLE III. HORSE MEAT~~

~~190.180. Definitions.~~ When used in this article, the following terms shall mean:

~~Horse meat:~~ The flesh or other part of the body of any horse, or horses, prepared and packaged for, or prepared and processed for, sale and use as food for dogs, cats or other domestic animals only.

~~Packaged horse meat:~~ Horse meat which is enclosed in an original package or carton sealed and bearing the stamp of inspection of the Bureau of Animal Industry, U.S. Department of Agriculture, or other federal, state or municipal agency having authority to inspect and approve such material.

~~Unpackaged horse meat:~~ Horse meat prepared, processed, kept for sale and sold in bulk by the pound, or otherwise.

~~190.190. License required for unpackaged horse meat.~~ No person shall process, prepare, store, offer for sale or sell unpackaged horse meat without holding a horse meat license under this article.

~~190.200. Application for license; issuance or denial.~~ Any person desiring a license to engage in the business of selling unpackaged horse meat shall apply to the city council upon a form to be prepared by the licensing official. The application shall contain the name and address of the applicant; location of proposed place of business; nature of the product to be sold under the license; whether the premises in which the business is to be conducted are separate and distinct from any food or other mercantile establishment; refrigeration provided; character of the material to be sold; nature of handling; character of sales, whether in original packages or otherwise; and such other information as the licensing official and the Minneapolis Health Department may require. The application shall be verified, and receipt for payment of the license fee shall accompany the filing of the application. After filing of the application, it shall be presented to the city council, which may grant or deny the application. No license shall be granted unless approved by the council member of the ward in which the premises described in the application are located.

~~190.210. When licenses expire.~~ Licenses issued under this article shall expire on October first of each year.

~~190.220. License fee.~~ The annual fee for licenses required by this article shall be thirty-five dollars (\$35.00).

~~190.230. Revocation of license.~~ Any license issued under this article may be revoked for violation of this article or for other good and sufficient cause, by the mayor or the council after at least five (5) days' written notice of hearing and opportunity to be heard.

**~~190.240. Separate establishment required; use limited to pet food.~~** No unpackaged horse meat shall be sold except in an establishment which is separate from any business devoted to the sale of human food. Such unpackaged horse meat shall be sold only as food for dogs, cats or other animals, and not for human consumption.

**~~190.250. Condition of premises.~~** The premises devoted to the sale of unpackaged horse meat, and operated under a horse meat license, shall be kept clean and sanitary. The premises shall be subject to inspection by the Minneapolis Health Department, and shall be equipped, cared for and conducted, as regards preservation of health and prevention and suppression of disease, in substantially the manner required by Chapter 188, so far as the terms of said chapter apply. The Minneapolis Health Department, in writing at any time, may require the owner and holder of any horse meat license to comply with any of the provisions of Chapter 188, and failure to so comply shall be a violation of this article.

**~~190.260. Sale of packaged horse meat.~~** Any person holding a horse meat license under this article, a food license under Chapter 188, or a live animal license under Chapter 68, may store, offer for sale, or sell packaged horse meat provided that the premises on which the business is conducted are located, equipped and operated in accordance with the provisions under which they are licensed.

**~~190.270. Inspections.~~** All horse meat stored, offered for sale or sold under any license shall be subject to inspection by the Minneapolis Health Department. All health and sanitary regulations prescribed in Chapter 188 shall be observed so far as applicable. In the case of a live animal license, the Minneapolis Health Department shall make such inspections of the premises as may be necessary and shall require compliance with the provisions of Chapter 68 of this Code.

**~~190.280. Original packages for retail.~~** Packaged horse meat purchased by any licensee in an original retail package shall be sold only in such original package. None of the contents shall be removed from the original package on the licensed premises, nor mixed with any other substance and sold as human or animal food. Such packaged horse meat held for retail shall be kept in a separate compartment of a refrigerator, showcase or other container, separate from all other foods or materials and in a manner approved by the Minneapolis Health Department.

**~~190.290. Bulk original packages.~~** Packaged horse meat purchased by any licensee in bulk original packages may be sold in such packages, but if removed from the original bulk packages in a food store or live animal store, shall be handled in such a way that the material shall not come in contact with any food for human beings. It may be removed from such original bulk packages in food stores and live animal stores only for the purpose of repacking for retail sale. In such case it shall be kept in a separate refrigerator used only for such purpose, which refrigerator shall have no connection with other refrigerators used in the sale of food for human consumption. None of such material shall be mixed with any other material for human consumption. In the removal from original bulk packages and in the process of unpacking in retail original packages, separate knives, blocks, axes and other facilities necessary in handling the same shall be used, and none of such facilities shall be used in the preparation or handling of any other food for human consumption.



~~190.300. Slaughtering horses prohibited.~~ No person shall kill or slaughter any horse within the city limits.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Health, Environment & Community Engagement Committee, Gordon offered Ordinance 2015-Or-021 repealing Title 10, Chapter 198 of the Minneapolis Code of Ordinances relating to Food Code: Soft Drink Manufacture and Storage, adding or deleting language to remove conflicts with Minnesota Statutes and Rules.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-021**

**By A. Johnson**

**Intro & 1st Reading: 5/1/2015**

**Ref to: HE&CE**

**2nd Reading: 6/5/2015**

**Repealing Title 10, Chapter 198 of the Minneapolis Code of Ordinances relating to Food Code: Soft Drink Manufacture and Storage.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Chapter 198 of the Minneapolis Code of Ordinances be and is hereby repealed.

**~~CHAPTER 198. — SOFT DRINK MANUFACTURE AND STORAGE~~**

~~198.10. License required.~~ No person shall manufacture, or maintain an establishment for the purpose of manufacturing, storing or otherwise dealing at wholesale in beverages derived wholly or in part from cereals, fruits or substitutes thereof, carbonated waters, or beverages carbonated and noncarbonated, artificial mineral waters, soft drinks, essences for the manufacture of beverages or syrups, without being licensed under this chapter.

~~198.20. Application for license.~~ Any person desiring a license under this chapter shall file a written application for such license. The application should state the name and place of residence of the applicant, the name and place of the owner of the premises, and the location of the place where the applicant desires to manufacture or deal at wholesale in such beverages. Upon the filing of such application for a license, it shall be referred to the Minneapolis Health Department for investigation, report and recommendation. After the report and recommendation of the Minneapolis Health Department have been received by the licensing official, the license may be granted or denied pursuant to section 259.30.

~~198.30. License fees.~~ The annual fee for a license under this chapter shall be as established in Appendix J, License Fee Schedule, for each separate establishment.

**~~198.40. When licenses expire.~~** Licenses issued under this chapter shall expire on May first of each year.

**~~198.50. Contents and posting of license.~~** Each license shall be conspicuously posted on the licensed premises, and shall state the name of the licensee, the address of the licensed premises, and the date of the last inspection by the Minneapolis Health Department.

**~~198.60. License revocation.~~** Any license issued under this chapter may be revoked at any time by the mayor or city council.

**~~198.70. Sanitary requirements at plant.~~** All establishments licensed hereunder shall conform to the plumbing laws of the state and city and shall be kept clean and sanitary. All floors of the bottling and manufacturing rooms shall be of concrete or tile and properly trapped and drained and kept in good repair. All walls and ceilings shall be painted and kept clean. All rooms shall be adequately lighted and ventilated and screened during the season of fly prevalence. No substance shall be manufactured or stored in any stable, room used for sleeping or living purposes or in direct communication with any such stable or room, or with a water closet compartment except when such water closet is enclosed with a suitable and properly lighted and ventilated vestibule. There shall be a wash bowl and towel for employees, and after leaving closets, employees shall wash their hands. No cat, dog or other animal shall be allowed in the rooms of the building. Bottles shall not be removed from any dwelling where a communicable disease exists or has existed until permission is given by the Minneapolis Health Department. No person with a communicable disease nor any "disease carrier" shall be employed in an establishment licensed under this chapter.

**~~198.80. Sanitary methods required.~~** Materials and equipment used for the manufacture of soft drinks shall be kept in a sanitary manner and shall be handled so as to avoid contamination. All water used in the manufacture of soft drinks shall be approved by the Minneapolis Health Department. All bottles shall be thoroughly washed and sterilized before filling in a manner approved by the Minneapolis Health Department. Brushes must be used in cleaning bottles, and after brushing, the bottles must be rinsed in clean water. Spring stoppers are prohibited. In drawing carbonated water from the carbinator to the bottling table, a blocked tinned pipe must be used. No material or equipment used for the manufacture of drinks shall be composed of or made either wholly or in part of brass, lead, copper or other metallic substances that are or will be affected by a liquid used therein, so that dangerous or deleterious compounds may be formed therein or thereby. No harmful material shall be added to the substance of the drink or incorporated in the bottle or cap.

**~~198.90. Capping.~~** All caps and corks must be kept in such a way as to remain clean. When the finger is used in placing caps in machinery, a sanitary covering must be worn upon the finger.

**~~198.100. Labeling; ingredients.~~** Each bottle must contain a crown or label stating the name and address of the manufacturer and the quantity of contents, or the same must be blown in the bottle. Artificial products made in imitation of natural food products must be so branded on the crown, label or bottle. The amount of benzoate of soda must not exceed one-tenth of one per cent, and the amount and chemical name of any preservative must be stated on the label, crown or bottle. Preservatives not permitted by the state dairy and food law are prohibited. Use of any acid other than citric, tartaric, phosphoric, lactic, and malic acids must be stated on the crown, label or bottle. All syrups shall have no less than eight (8) pounds of sugar to a gallon of water, and no less than one ounce of this mixture shall be used to eight (8) ounces of the finished product. Other forms of sweetener must be stated on the

label together with the percentage. No poisonous or harmful materials shall be added to the substance of the drink or incorporated in the bottle or cap.

~~**198.110. Unwholesome beverages.** No person shall bring in or cause to be brought into the city or have or hold in his possession for the purpose of sale any beverages that are harmful, unclean and unwholesome or have been manufactured in unclean and unsanitary conditions, or whose constituents are not displayed upon the label if they do not meet with the above standard. The inspector at his discretion may place a tag upon any beverage, equipment, material or substance used for, about, or in the manufacture of beverages that he may have cause to believe harmful, contaminated, dirty or rusty, or unfit for human consumption or in violation of this chapter. Such tag shall be marked "Held for Investigation." No person shall remove such material or substance from the place retained or shall remove such tags from any material or substance. The presence in any part of the establishment of apparatus or substance for the manufacture of beverages shall be prima facie evidence of intended use.~~

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Health, Environment & Community Engagement Committee, Gordon offered Ordinance 2015-Or-022 repealing Title 10, Chapter 200 of the Minneapolis Code of Ordinances relating to Food Code: Milk and Dairy Products, adding or deleting language to remove conflicts with Minnesota Statutes and Rules.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-022**

**By A. Johnson**

**Intro & 1st Reading: 5/1/2015**

**Ref to: HE&CE**

**2nd Reading: 6/5/2015**

**Repealing Title 10, Chapter 200 of the Minneapolis Code of Ordinances relating to Food Code: Milk and Dairy Products.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Chapter 200 of the Minneapolis Code of Ordinances be and is hereby repealed.

**~~CHAPTER 200. MILK AND DAIRY PRODUCTS~~**

**~~ARTICLE I. GENERALLY~~**

**~~200.10. Public health service ordinance adopted.~~**

~~The production, transportation, processing, handling, sampling, examination, grading, labeling and sale of all milk and milk products sold for ultimate consumption within the jurisdiction of the city; the inspection of dairy herds, dairy farms and milk plants; the issuing and revocation of permits and/or~~

licenses to milk producers, haulers, owners of receiving stations, cottage cheese plants, cottage cheese packaging plants, pasteurization plants, milk distributors and vehicles used in the transportation of milk and milk products; definition of milk and milk products, milk producers and pasteurization; prohibition of the sale of adulterated and misbranded milk and milk products; provision for the construction of dairy farms; milk receiving stations, and milk plants; the enforcement of the terms and requirements of this article; and the fixing of penalties hereunder, shall all be regulated in accordance with the provisions of Part II of the Grade A Pasteurized Milk Ordinance, 1978, recommendations of the United States Public Health Service, as the same shall be from time to time amended, including all footnotes thereof. Three (3) certified copies of said Grade A Pasteurized Milk Ordinance, 1978, recommendations of the United States Public Health Service, as the same shall be from time to time amended, shall be kept on file in the office of the city clerk and shall be made available upon request for use within said office to members of the public; provided that the following definitions be added thereto:

~~B-8. Cottage cheese. Cottage cheese is that product defined in the Code of Federal Regulations, Title 21, Section 133.128.~~

~~B-9. Dry curd cottage cheese. Dry curd cottage cheese is that product defined in the Code of Federal Regulations, Title 21, Section 133.129.~~

~~B-10. Lowfat cottage cheese. Lowfat cottage cheese is that product defined in the Code of Federal Regulations, Title 21, Section 133.131.~~

~~The term "milk" when used in these definitions means fresh, sweet milk, produced by healthy cows and which has been pasteurized before or during the manufacture of nonfat dry milk. It shall not contain buttermilk, preservative, neutralizing agents nor any other chemical, except vitamins as approved in the ordinance.~~

~~The terms "cottage cheese," "dry curd cottage cheese" and "creamed lowfat cottage cheese" shall be added to the first paragraph of definition N, Section 1 of the aforesaid Grade A Pasteurized Milk Ordinance, 1978, recommendations of the United States Public Health Service which has been adopted hereby. (Code 1960, As Amend., § 730.010; 80-Or-212, § 1, 9-12-80)~~

~~200.20—200.30. Reserved.~~

## ~~ARTICLE II. — LICENSES, CERTIFICATES AND PERMITS~~

~~200.40. Reserved.~~

~~**200.50. Distributors' licenses.** No person shall sell within the city any pasteurized milk or milk products unless such milk or milk products have been pasteurized in a pasteurization plant for which a certificate of inspection has been secured. No person shall process the same within the city without first having obtained a milk pasteurization license.~~

~~(a) Application for a milk distributor's license shall be made to the licensing official. Such application shall be accompanied by the fee or fees herein set forth and established in Appendix J, License Fee Schedule, payable to the city finance officer. The license shall be issued or denied pursuant to section 259.30~~

~~(b) When any license is issued for a time less than the full license period, the license fee shall be prorated as provided by law.~~

~~(c) The licensing official shall keep a register of each license issued, the number thereof, the name of the person to whom the same is issued, the date when issued, and date of expiration, the amount paid therefor, and such other data as may be required.~~

~~(d) At the time of application for a milk distributor's license, in addition to the regular application form required by the licensing official, a form prescribed and furnished by the Minneapolis Health Department shall be filled in by the applicant and shall become a part of the permanent records of the health department. Such form shall be submitted to the licensing official and forwarded directly, upon submission, to the Minneapolis Health Department.~~

**~~200.60. Reserved.~~**

**~~200.70. Vehicle licenses.~~** ~~(a) No person shall use or operate on any public highway in the city any vehicle used for the delivery of milk, or its products, or groceries and milk, without first having obtained a license in the manner hereinafter provided, except those vehicles exempt under Minnesota Statutes. This shall not be construed to apply to any retail grocery store vehicle delivering milk, its products, or groceries and milk, to city homes or places of business during the ordinary course of the delivery system operated by the grocery store. The application for such license shall be made to the licensing official and shall be accompanied by the fee or fees hereinafter set forth, payable to the city finance officer. The license shall be issued or denied pursuant to section 259.30. Licenses shall be transferable from one (1) approved vehicle to another, owned by the same owner, at any time upon the payment of the requisite transfer fee.~~

~~(b) No license shall be issued or renewal of an issued license granted unless and until the person applying for such license shall first execute or obtain and file with the licensing official, for each vehicle, a policy or policies in an insurance company authorized to do business in the State of Minnesota, insuring such person, the lessees or licensees of such person, against loss in the sum of at least twenty-five thousand dollars (\$25,000.00) for injury or death of any one (1) person in any one (1) accident, and (subject to said limit for one (1) person) to a limit of not less than fifty thousand dollars (\$50,000.00) for injury or death of two (2) or more persons in any one (1) accident, resulting from the negligent operation, ownership, use or defective condition of any such milk delivery or grocery and milk delivery vehicle. If the licensee operates more than one (1) vehicle he may file one (1) policy of insurance covering all such vehicles, which policy of insurance shall, however, insure or indemnify each vehicle in the amounts hereinabove stated. Every insurance policy or policies insuring milk delivery or grocery and milk delivery vehicles, in addition to the foregoing provisions, shall also contain a provision insuring such person in the sum of at least five thousand dollars (\$5,000.00) against loss or damage to the property of any person or persons in any one (1) accident resulting from the negligent operation, ownership, use or defective condition of any such milk delivery or grocery and milk delivery vehicle.~~

~~(c) Whenever any license is issued for a term less than the full license period, the license fee shall be prorated.~~

~~(d) At the time any vehicle license is issued, the person to whom the license is so issued shall be furnished by the licensing official with one (1) decal for each such vehicle, and such decal shall show thereon a number, the name of the city, and the year when such license expires. The licensee shall at all~~

~~times display such decal conspicuously on the vehicle as prescribed by the Minneapolis Health Department.~~

~~(e) The licensing official shall keep a register of each license issued by said department, the number thereof, the name of the person to whom the same is issued, the date when issued, the date of the expiration of same, the amount paid therefor, and such other data as may be required.~~

~~(f) For each milk delivery vehicle the annual license fee shall be as established in Appendix J, License Fee Schedule.~~

~~(g) For each grocery and milk delivery vehicle the annual license fees shall be as established in Appendix J, License Fee Schedule.~~

~~(h) Every licensee hereunder, and every person delivering milk or groceries and milk, shall display and keep displayed at all times in a prominent place on each outer side of any vehicle used for such deliveries, the name of the licensee which shall be printed in plain letters not less than four (4) inches in height, and keep such printed name in such condition that it may be at all times readily distinguishable. It shall be unlawful to display any name on the outside of the vehicle except that of the licensee and/or his registered trade name.~~

~~**200.80. When licenses expire.** Licenses issued under this chapter shall expire on February first of each year.~~

~~**200.90—200.120. Reserved.**~~

~~**200.130—200.170. Reserved.**~~

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Health, Environment & Community Engagement Committee, Gordon offered Ordinance 2015-Or-023 amending Title 11, Chapter 231 of the Minneapolis Code of Ordinances relating to Health and Sanitation: Public Swimming Pool Code, adding or deleting language to remove conflicts with Minnesota Statutes and Rules.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-023**  
**By Gordon**  
**Intro & 1st Reading: 5/1/2015**  
**Ref to: HE&CE**  
**2nd Reading: 6/5/2015**

**Amending Title 11, Chapter 231 of the Minneapolis Code of Ordinances relating to Health and Sanitation: Public Swimming Pool Code.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 231.30 of the above-entitled ordinance be amended to read as follows:

**231.30. State rules and statutes incorporated.** ~~Minnesota Rules, Chapter 4717, parts 4717.0100 through 4717.0400, parts 4717.0500 through 4717.1700, parts 4717.1800 through 4717.3600, parts 4717.3675 through 4717.3970 and amendments thereto, are hereby adopted by reference and are incorporated in this title as fully as if set forth herein. Minnesota Statute § 144.1222, and subsequent updates, are made part of this chapter as if fully set forth herein. Public Pools, as defined and governed by Minnesota Statutes, Section 144.1222, and Minnesota Rules, parts 4717.0150 to 4717.3970, except part 4717.0310, and amendments thereto, are hereby adopted by reference and are incorporated in this chapter as fully as if set forth herein.~~

Section 2. That Section 231.70 of the above-entitled ordinance be amended to read as follows:

**231.70. Pool water condition.** (a) The water temperature in a pool must not be more than one hundred four (104) degrees Fahrenheit.

(b) Each pool must have the following testing equipment:

(1) A DPD (Diethyl-P-Phenylene Diamine) test kit to measure the concentration of disinfectant in water, accurate within 0.1 parts per million.

(2) A phenol red pH testing kit accurate to the nearest 0.2 pH unit.

(3) A test kit to measure alkalinity using the methyl orange or equivalent method.

(4) Where cyanuric acid is used, a test kit to test cyanuric acid concentration.

(c) When in use, a pool must be continuously disinfected with a chemical that imparts an easily measured, free available residual.

(1) When chlorine is used, a free chlorine residual of at least 2.0 parts per million must be maintained throughout the pool.

(2) When bromine is used, a bromine residual of at least 4.0 parts per million must be maintained throughout the pool.

~~(3) The minimum free residual for chlorine must be 2.0 parts per million and 4.0 parts per million for bromine when any of the following conditions exist:~~

~~a. Cyanuric acid exceeds thirty (30) parts per million;~~

~~b. The pH exceeds 7.7;~~

~~c. The water temperature exceeds eighty four (84) degrees Fahrenheit, or~~

(4 3) The disinfectant concentration in an operating pool must not exceed ten (10) parts per million for chlorine and ~~fifteen~~ twenty (~~15~~ 20) parts per million for bromine.

(5 4) If other halogens are used, residuals of equivalent disinfectant strength must be maintained.

(6 5) If the concentration of combined chlorine residual exceeds 0.5 parts per million, the pool must be superchlorinated or treated to reduce the concentration of the combined chlorine residual to not exceed 0.5 parts per million.

(7 6) Where a cyanuric acid compound is used to stabilize chlorine, the concentration of cyanuric acid in the pool must not exceed sixty (60) parts per million.

(d) The minimum disinfectant residual in a wading pool and a spa pool must be at least 3.0 parts per million for free chlorine and 6.0 parts per million for bromine throughout the pool when in use.

(e) Water in the pool must be maintained with a pH of not less than 7.2 and not more than 7.8.

(f) The alkalinity of the water in the pool must be at least fifty (50) parts per million.

(g) Whenever the pool is open for use, the pool water must be clear enough so the bottom drain is easily visible.

(h) Chemicals used to control water quality must not impart toxic properties to the water. All containers used for chemicals must be kept in a secure location, inaccessible to pool users, and properly labeled and stored according to the manufacturer's instructions.

(i) When bacteriological sampling is done, no sample collected may:

(1) Exceed two hundred (200) bacteria per milliliter as determined by the heterotrophic plate count; or

(2) Indicate the presence of total coliform organisms in a one hundred (100) milliliter sample by any of the following methods:

a. Multiple tube;

b. Membrane filter; or

c. The Minimal Medium ONPG-MUG test described in Code of Federal Regulations, title 40, part 141

(3) All samples must be collected, dechlorinated, and examined according to the American Public Health Association's "Standard Methods for the Examination of Water and Wastewater."

(4) Where sampling indicates that the standards in ~~231.50~~ 231.70(i)(1) or (2) are exceeded, the pool must be treated to effectively reduce biological concentration to a complying level.

Section 3. That Section 231.80 of the above-entitled ordinance be amended to read as follows:

**231.80. Toilets, lavatories, showers, and dressing rooms.** (a) Toilets, showers, and dressing rooms must be conveniently available to pool patrons. Toilets, showers, and dressing rooms may be in a



nearby toilet room, locker room, or, if conveniently available, within the living units of an apartment building, hotel, or similar occupancy.

(b) Toilet, shower, lavatory, and locker and other ancillary facilities must be maintained in a sanitary condition to preclude the possibility of spreading pathogens to the pool.

(c) When toilet facilities are accessible to pool patrons in the pool area, each toilet facility must include showers that permit nude showering within each toilet facility.

(d) At least one (1) shower must be provided which is conveniently located to permit a shower before entering any pool when sauna or exercise facilities are provided.

(e) Toilet, hand washing, and shower facilities must be provided according to the following schedule.

	First 300 Males	First 300 Females	Additional males over 300	Additional females over 300
Water closets	1/100	1/50	1/200	1/100
Urinals	1/100	—	1/200	—
Lavatories	1/100	1/100	1/200	1/200
Showers	1/50	1/50	1/50	1/50

(f) Additional sanitation fixtures must be provided for pool facilities with extensive deck areas or facilities that provide other functions in accordance with the sanitation fixture requirements in the state building code.

(g) Showers must be supplied with water at a temperature of at least ninety (90) degrees Fahrenheit at a rate of at least 2.0 gallons per minute. Thermostatic, tempering, or mixing valves must be installed if necessary to prevent water temperatures in excess of one hundred thirty (130) degrees.

(h) Pool users leaving the dressing room must pass the showers last in route to the pool.

(i) The floor finish between the toilet and shower areas and the pool must be nonslip and nonabsorbent.

(j) Lighting for toilet, shower, and locker facilities must provide at least ten (10) footcandles illumination measured at floor level.

(k) On-site showers are not required for freestanding wading pools if a free chlorine residual of at least three parts per million is maintained in the pool and the owner of the pool requests that on-site showers not be required.

Section 4. That Section 231.90 of the above-entitled ordinance be amended to read as follows:

**231.90. Spa pools.** (a) Spa pools must comply with Chapter 231 except as modified in this section.

(b) The recirculation system must recirculate a water volume equal to the pool volume in thirty (30) minutes or less, except that a minimum rate of thirty-five (35) gallons per minute is required.

(c) The recirculation system must have at least two (2) remote inlets to the pool.

(d) The main drain must consist of:

(1) A grate-covered bottom opening at least one hundred (100) square inches in size; or

(2) A bottom opening with an antivortex cover.

(e) The agitation system must have a separate pump. If sidewall suction fittings are used, at least two (2) inlets, remotely located, must be provided.

(f) The agitation system must be controlled by a timer with the control switch accessible to pool users but at least five (5) feet from the pool. The maximum time setting must be fifteen (15) minutes.

(g) Access to a spa pool must be provided according to this subpart.

(1) Access to the pool must be provided by an unobstructed deck, at the pool elevation, which extends at least five (5) feet from the pool around the entire perimeter.

(2) Where a deck cannot be provided as specified in 231.90 (g)(1), a five (5) foot wide deck at the pool elevation must extend along at least twenty-five (25) percent of the pool perimeter. The remaining perimeter must be one (1) foot or less to a wall, partition, or other effective barrier to restrict access. The deck must provide complete and unobstructed access to the steps in the pool.

(3) Where access is provided by sitting on the edge of a raised pool and swinging the legs into the pool:

a. The deck requirement in 231.90(g)(1) and 231.90(g)(2) must be met.

b. The pool must be no less than eighteen (18) inches nor more than twenty (20) inches above the deck.

c. Steps with equal risers and twelve (12) inch minimum treads must be provided outside the pool which line up with the steps inside the pool.

d. The pool edge must not exceed twelve (12) inches in width.

(h) The requirements for steps in this subpart apply to spa pools.

(1) Steps for access to an elevated spa pool must have a handrail and a finished surface that meets the requirements for decks in Minnesota Rules, Chapter 4717.

(2) Steps within manufactured spa pools may vary from the dimensions Minnesota Rules, Chapter 4717 if the Minnesota Commissioner of Health determines that the design is safe.

(i) The disinfection residual must be maintained in accordance with 231.70(d).

(i j) In addition to the signs required by Minnesota Rules, Chapter 4717, the following warning signs must be posted and plainly visible in the spa pool area:

(1) Pregnant women, small children, or persons with heart disease, diabetes, high blood pressure, or low blood pressure should not enter the spa except under advice of a physician.

(2) Avoid use while under the influence of alcohol or drugs.

(3) Exposure may result in nausea, dizziness, or fainting. Observe a reasonable time limit.

Section 5. That Section 231.100 of the above-entitled ordinance be amended to read as follows:

**231.100. Pool closure.** When any of the following conditions are found, a public pool must be immediately closed to use when so ordered by the commissioner, or designee thereof. The owner of the pool or the owner's agent must place a sign at the entrance to the pool indicating that the pool is closed. The pool must remain closed until the condition is corrected and approval to reopen is granted by the commissioner, or designee thereof. A pool must be closed when one (1) of the following conditions exist:

(1) The units of lifesaving equipment specified in Minnesota Rules, Chapter 4717 are not provided.

(2) The water clarity standard specified in 231.70(g) is not met.

(3) The disinfection residual specified in 231.70(c) (1)-(6), and (d) is not met.

(4) The pool has been constructed or physically altered without approval of plans as required by ~~Minnesota Rules, Chapter 4717~~ Section 231.111.

(5) There is any condition that endangers the health or safety of the public.

Section 6. That Section 231.110 of the above-entitled ordinance be amended to read as follows:

**231.110. License required.** No person shall operate or permit swimming in a public swimming pool, regardless whether a fee is charged for such use, without a valid public swimming pool license issued pursuant to this chapter. Issuance of public swimming pool licenses shall be governed by Chapter 259, 261 and 263 of this Code. Where a property has more than one (1) pool located upon it, separate authorization shall be obtained for each pool, and the license fee shall be according to the fee schedule provided in this chapter. Minneapolis Park and Recreation Board and Special School District No. 1 shall be required to obtain licenses for public swimming pools that they own or operate; however, no license fee shall be charged.

Section 7. That Chapter 231 of the Minneapolis Code of Ordinances be amended by adding thereto a new Section 231.115 to read as follows:

**231.115. Plan Review Required.** No person shall construct, install, enlarge, convert, or alter any public swimming pool without first submitting plans to and obtaining the approval of the Minnesota Department of Health as outlined in Minnesota Rules, 4717.0450.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

**HE&CE** - Your Committee recommends confirmation of the Mayoral/Council President appointment of Lisa Anderson (Ward 8) to the Minneapolis Advisory Committee on Aging for a two year term to expire December 31, 2016.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**The PUBLIC SAFETY, CIVIL RIGHTS & EMERGENCY MANAGEMENT Committee submitted the following reports:**

On behalf of the Public Safety, Civil Rights & Emergency Management Committee, Yang offered Ordinance 2015-Or-024 amending Title 11, Chapter 213 of the Minneapolis Code of Ordinances relating to Health and Sanitation: In General, repealing Section 213.30 relating to spitting; depositing tobacco.

Goodman moved to substitute a new ordinance for the above-mentioned ordinance.

The motion failed.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-024**  
**By Gordon and Yang**  
**Intro & 1st Reading: 4/3/2015**  
**Ref to: PSCR&EM**  
**2nd Reading: 6/5/2015**

**Amending Title 11, Chapter 213 of the Minneapolis Code of Ordinances relating to Health and Sanitation: In General.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 213.30 of the above-entitled ordinance be and is hereby repealed.

**~~213.30. Spitting; depositing tobacco.~~**

~~No person shall spit or expectorate or deposit or place any sputum, spittle, saliva, phlegm, mucus, tobacco juice, cigarette stumps, cigar stumps or quids of tobacco upon the floor, walls or stairway or any part of any public hall or building, depot, market, theater, church or place of public amusement; or upon, into or through any grating, area or stairway; or upon any sidewalk of any public street; or upon the floor, furnishings or equipment of any motor bus while it is in use upon the streets of the city.~~

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: President Johnson (1)

The ordinance was adopted.

On behalf of the Public Safety, Civil Rights & Emergency Management Committee, Yang offered Ordinance 2015-Or-025 amending Title 15, Chapter 385 of the Minneapolis Code of Ordinances relating to Offenses--Miscellaneous: In General, repealing Section 385.80 relating to lurking.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-025**  
**By Gordon and Yang**  
**Intro & 1st Reading: 4/3/2015**  
**Ref to: PSCR&EM**  
**2nd Reading: 6/5/2015**

**Amending Title 15, Chapter 385 of the Minneapolis Code of Ordinances relating to Offenses—Miscellaneous: In General.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 385.80 of the above-entitled ordinance be and is hereby repealed.

**~~385.80. Lurking.~~**

~~No person, in any public or private place, shall lurk, lie in wait or be concealed with intent to commit any crime or unlawful act.~~

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (12)

Noes: President Johnson (1)

The ordinance was adopted.

**The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:**

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-026 amending Title 17 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks by adding a new Chapter 428 relating to 50th and France Special Service District.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-026**  
**By Palmisano**  
**Intro & 1st Reading: 4/3/2015**  
**Ref to: T&PW**  
**2nd Reading: 6/5/2015**

**Amending Title 17 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks by adding a new Chapter 428 relating to 50th and France Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the Minneapolis Code of Ordinances be amended by adding thereto a new Chapter 428 to read as follows:

**CHAPTER 428. 50TH AND FRANCE SPECIAL SERVICE DISTRICT**

**428.10. Establishment.** Pursuant to the authority granted by Minnesota Statutes, Chapter 428A, sections 428A.01 through 428A.10, there is hereby established a 50th and France Special Service District (otherwise referred to herein as the "district").

(1) *District boundaries.* The district shall consist of the following area:

Beginning at the intersection of the centerline of Beard Avenue South, and the easterly extension of the north line of Lot 9, Block 8, Rutland Lake Harriet Park Addition to Minneapolis; then south along said centerline to its intersection with the centerline of 51st Street West; then west along said centerline to its intersection with the centerline of Ewing Avenue South; then south along the Ewing Avenue South centerline to its intersection with the easterly extension of the south line of Lot 2, Block 1, Hays Brookview Addition to Minneapolis; then west to the southwest corner of said Lot 2; then south to the southeast corner of Lot 3, said Block 1; then west along the south line of said Lot 3 and its westerly extension to the centerline of France Avenue South; then north along the France Avenue South centerline to its intersection with the westerly extension of the north line of Lot 22, Block 4, Rutland Lake Harriet Park Addition to Minneapolis; then east along the north lines of Lot 22 and Lot 7, Block 4, across Ewing Avenue South, along the north lines of Lots 22 and Lot 4, Block 3, across Drew Avenue South, Lot 22, Block 2, to the intersection of the easterly extension of Lot 22, Block 2, Rutland Lake Harriet Park Addition to Minneapolis, and the centerline of the north-south alley in said Block 2; then south along said alley centerline to its intersection with the westerly extension of a line parallel with and 35 feet south of the north line of Lot 7, said Block 2; then east along said parallel line to its intersection with the centerline of Chowen Avenue South; then south along said Chowen Avenue South centerline to its intersection with the westerly extension of the north line of Lot 20, Block 1, Rutland Lake Harriet Park Addition to Minneapolis; then east to the Point of Beginning.

(2) *Public hearing.* Before the district may be established, a public hearing shall be held pursuant to Minnesota Statutes, section 428A.02, Subd. 1, as may be amended.

(3) *Benefit; objection.* Before the ordinance is adopted or at the hearing at which it is to be adopted, any affected landowner may file written objection pursuant to Minnesota Statutes, section 428A.02, Subd. 4, as may be amended.

(4) *Appeal to district court.* Any person aggrieved under this section, who is not precluded by failure to object before or at the hearing, or whose failure to object is due to a reasonable cause, may appeal to the district court by serving a notice upon the mayor or city clerk pursuant to Minnesota Statutes, section 428A.02, Subd. 5, as may be amended.

**428.20. Special services.** Pursuant to Minnesota Statutes, section 428A.01, Subd. 3, as may be amended, special services to be furnished within the district may include:

(1) Clean and safe programs, including, but not limited to, sweeping, litter pick up, trash removal, sidewalk cleaning, graffiti abatement, snipe and poster bill removal, snow services, security services, closed circuit television (CCTV) systems and monitoring, etc.

(2) Marketing/promotion/special events, including, but not limited to, event programming, websites, newsletters, etc., district area business recruitment and retention programs, coordination of street markets and street vendors within the district, etc.

(3) Physical enhancements, including, but not limited to, hanging baskets, landscape planters, trash receptacles, etc.

(4) Maintenance of enhanced streetscape components above city standard, including, but not limited to, fixtures, sidewalks, electrical and irrigation systems, landscaping, fountains, etc.

(5) Management and oversight services and administrative services, including usual and customary start-up and on-going administrative costs.

(6) Special services described in the annual operating plan adopted by the city council, in accordance with section 428.30.

(7) Maintenance and operations of public parking facilities.

**428.30. Annual operating plan.** Each year, prior to imposition of any service charge, the city council shall adopt by resolution an operating plan that describes with particularity the special services proposed to be performed during the following calendar year. Any physical enhancements to be installed by the district shall be maintained by the district, and to the extent they are not maintained, the city shall have the right to remove them. The district shall not be obligated to maintain any physical enhancements installed by parties other than the district unless and until said maintenance is included in the adopted operating plan. Each annual operating plan, and any amendments that may be made from time to time by subsequent resolution, is hereby incorporated into this ordinance. Special services may not include a service that is ordinarily provided throughout the city from general fund revenues of the city unless an increased level of the service is provided in the district.

**428.40. Provision of services.** Special services to be furnished within the district may be provided using one or more of the following:

(1) The city may perform the services.

(2) The city may contract for services.

(3) The city may enter into a service agreement with a district management entity or a service provider. Notwithstanding any other ordinance provision, the service agreement provided for in this subsection is hereby exempt from the requirements of the following provisions of the Minneapolis Code of Ordinances: section 18.200 (equal benefits provisions in contracts); section 24.220 (prevailing wage); section 139.50 (non-discrimination and affirmative action provisions in contracts); and Chapter 423 (small and underutilized business enterprise program). Provided, however, that the service agreement shall contain provisions that require the district management entity or service provider to do the following:

a. The district management entity or service provider shall, when seeking competitive bids for special services in the district, issue bid solicitations to vendors including those on a list of small and underutilized businesses provided annually by the city.

b. The district management entity or service provider shall maintain a Modified Affirmative Action Plan that meets the requirements of Title VII of the Civil Rights Act of 1964 or Minneapolis Code of Ordinance section 139.50.

c. The district management entity or service provider shall extend any benefits offered to its employees based on marital status to employees with domestic partners registered as such pursuant to Minneapolis Code of Ordinances section 18.200.

d. The district management entity or service provider shall agree that any construction work that requires funding from more than one year's assessment cycle shall be subject to the prevailing wage provisions of section 24.220. Further, the district management entity shall or service provider not sell bonds to obtain a larger funding source.

e. The district management entity or service provider shall submit to the city finance officer as soon as practical after each calendar year end but prior to adoption of the next year's budget, an annual report of services activity and an independent audit of financial activity for each calendar year in which services are performed in the district.

**428.50. Service charges.** The city may impose service charges within the district at a rate or amount sufficient to produce the revenues required to provide special services in the district pursuant to Minnesota Statutes, section 428A.03, as may be amended. Service charges may be collected in advance of, contemporaneously with, or subsequent to the rendering of services to which the service charges relate.

(1) *Public hearing.* Before the imposition of service charges in the district, for each calendar year, a hearing must be held pursuant to Minnesota Statutes, section 428A.03, Subd. 1, as may be amended.



(2) *Relationship to services.* The City may impose service charges against properties located within the district pursuant to Minnesota Statutes, section 428A.02, Subd. 3, as may be amended.

(3) *Exemptions of certain properties from service charges.* Certain properties shall be exempt from service charges pursuant to Minnesota Statutes, section 428A.03, Subd. 2, as may be amended.

(4) *Limitation.* Taxes and service charges may be levied pursuant to this chapter to finance special services ordinarily provided by the city only if the services are provided in the district at an increased level and, then, only in an amount sufficient to pay for the increase.

(5) *Adjustments for errors and omissions.* The city council may, by resolution, decrease assessments to correct omissions, mistakes or erroneous estimates relating to the total cost of the services or any other particular.

(6) *Collection.* Service charges authorized under this chapter shall be levied annually in an aggregate sum equal to the estimated cost of providing the services for the next ensuing calendar year.

**428.60. Revenue surpluses; deficits; annual operating plan amendments.** Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount; or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

**428.70. Petitions and notices.** Petitions and notices required for hearings, petitions, or notices under this chapter, and for a resolution imposing any service charges, fees, or rates, shall be in compliance with any applicable petition and notice requirements imposed pursuant to Minnesota Statutes, sections 428A.01 through 428A.10, as may be amended.

**428.80. Veto power of owners.** The veto power of owners under this chapter and for a resolution imposing any service charges, fees, or rates, shall be in compliance with Minnesota Statutes, section 428A.09, and section 428A.10, as may be amended.

**428.90. Advisory board.** The city may create and appoint an advisory board for the district to advise the city in connection with the construction, maintenance, and operation of improvements, and the furnishing of special services in a district. The advisory board shall make recommendations to the governing body on the requests and complaints of owners, occupants, and users of property within the district and members of the public. Before the adoption of any proposal by the governing body to provide services or impose service charges within the district, the advisory board of the district shall have an opportunity to review and comment upon the proposal.

**428.100. Definitions of construction.** The terms used herein shall be defined as provided in Minnesota Statutes, sections 428A.01 through 428A.10 and said statute shall in all respects govern the creation, existence and operation of the district and the manner imposing service charges therein and this chapter shall be construed consistently therewith.

**428.110. Notice to Commissioner of Revenue.** Within thirty (30) days after adoption of this chapter, the city clerk shall send a copy of this chapter to the Commissioner of Revenue.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

Approved by Mayor Betsy Hodges 6/8/2015.

(Published 6/10/2015)

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-027 amending Title 17, Chapter 438 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Uptown Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-027**

**By Reich**

**Intro & 1st Reading: 4/17/2015**

**Ref to: T&PW**

**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 438 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Uptown Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 438.70 of the above-entitled ordinance be amended to read as follows:

**438.70. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceed the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount; or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

Section 2. That Section 438.90 of the above-entitled ordinance be amended to read as follows:

**438.90. Advisory board.**

(a) An advisory board to be known as the Uptown Special Service District Advisory Board consisting of ~~nine (9)~~ seven (7) members, who are residents of the district or owners of property within the district, shall be appointed by the city council for terms of two (2) years each odd-numbered year, the first term to commence in 1987. All board members shall be appointed in conformance with the city's open appointments ordinance as outlined in Minneapolis Code of Ordinances Title 2, Chapter 14.180. Any vacancy in an unexpired term shall be filled in the same manner as the original appointment was made and shall be for the unexpired term. Board members shall serve until their successors are appointed.

(b) The advisory board shall advise the city council in connection with the construction, maintenance, and operation of improvements and the furnishing of special services in the district. It shall make recommendations to the city council on requests and complaints of owners, occupants, and users of property within the district and members of the public.

(c) Before the adoption of any proposal by the city council to provide services or impose taxes or service charges within the district, the advisory board of the district must have an opportunity to review and comment upon the proposal.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-028 amending Title 17, Chapter 444 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Dinkytown Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-028**

**By Reich**

**Intro & 1st Reading: 4/17/2015**

**Ref to: T&PW**

**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 444 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Dinkytown Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 444.70 of the above-entitled ordinance be amended to read as follows:

**444.70. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceeds the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount;  
or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then

the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

Section 2. That Section 444.90 of the above-entitled ordinance be amended to read as follows:

**444.90. Advisory board.**

(a) An advisory board to be known as the Dinkytown Special Service District Advisory Board consisting of ~~nine (9)~~ seven (7) members, who are residents of the district or owners of property within the district, shall be appointed by the city council for terms of two (2) years each even-numbered year, the first term to commence in 1994. All board members shall be appointed in conformance with the city's open appointments ordinance as outlined in Minneapolis Code of Ordinances Title 2, Chapter 14.180. Any vacancy in an unexpired term shall be filled in the same manner as the original appointment was made and shall be for the unexpired term. Board members shall serve until their successors are appointed.

(b) The advisory board shall advise the city council in connection with the construction, maintenance, and operation of improvements and the furnishing of special services in the district. It shall make recommendations to the city council on requests and complaints of owners, occupants, and users of property within the district and members of the public.

(c) Before the adoption of any proposal by the city council to provide services or impose taxes or service charges within the district, the advisory board of the district must have an opportunity to review and comment upon the proposal.

(d) Upon or after the effective date of this ordinance the city council may appoint a temporary advisory board consisting of nine (9) members who shall be required to have the qualifications specified in paragraph (a) of this section. Said temporary advisory board shall have all of the powers, duties and responsibilities of, and shall be known as, the Dinkytown Special Service District Advisory Board from its date of appointment through December 31, 1993. In appointing the temporary advisory board members, the city council shall not be bound by the provisions of Minneapolis Code of Ordinances, Section 14.180.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-029 amending Title 17, Chapter 446 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Central Avenue Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-029**  
**By Reich**  
**Intro & 1st Reading: 4/17/2015**  
**Ref to: T&PW**  
**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 446 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Central Avenue Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 446.70 of the above-entitled ordinance be amended to read as follows:

**446.70. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceeds the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount;  
or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-030 amending Title 17, Chapter 448 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Nicollet Avenue South Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition, and district name change.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-030**

**By Reich**

**Intro & 1st Reading: 4/17/2015**

**Ref to: T&PW**

**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 448 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Nicollet Avenue South Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the title of Chapter 448 of the Minneapolis Code of Ordinances be amended to read as follows:

**~~NICOLLET AVENUE SOUTH~~ EAT STREET SPECIAL SERVICE DISTRICT**

Section 2. That Section 448.70 of the above-entitled ordinance be amended to read as follows:

**448.70. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceeds the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount; or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

Section 3. That Section 448.90 of the above-entitled ordinance be amended to read as follows:

**448.90. Advisory board.**

(a) An advisory board to be known as the ~~Nicollet Avenue South~~ Eat Street Special Service District Advisory Board consisting of ~~nine (9)~~ five (5) members, who are residents of the district or owners of property within the district, shall be appointed by the city council for terms of two (2) years each odd numbered year, the first term to commence in 1997. All board members shall be appointed in conformance with the city's open appointments ordinance as outlined in Minneapolis Code of Ordinances Title 2, Chapter 14.180. Any vacancy in an unexpired term shall be filled in the same manner as the original appointment was made and shall be for the unexpired term. Board members shall serve until their successors are appointed.

(b) The advisory board shall advise the city council in connection with the construction, maintenance, and operation of improvements and the furnishing of special services in the district. It shall make recommendations to the city council on requests and complaints of owners, occupants, and users of property within the district and members of the public.

(c) Before the adoption of any proposal by the city council to provide services or impose taxes or service charges within the district, the advisory board of the district must have an opportunity to review and comment upon the proposal.

(d) Upon or after the effective date of this ordinance, the city council may appoint a temporary advisory board consisting of nine (9) members who shall be required to have the qualifications specified in paragraph (a) of this section. Said temporary advisory board shall have all of the powers, duties and responsibilities of, and shall be known as, the ~~Nicollet Avenue South~~ Eat Street Special Service District Advisory Board from its date of appointment through December 31, 1996. In appointing the temporary



advisory board members, the city council shall not be bound by the provisions of Minneapolis Code of Ordinances, section 14.180.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-031 amending Title 17, Chapter 450 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Stadium Village Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-031**

**By Reich**

**Intro & 1st Reading: 4/17/2015**

**Ref to: T&PW**

**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 450 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Stadium Village Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 450.70 of the above-entitled ordinance be amended to read as follows:

**450.70. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceeds the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount;  
or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

Section 2. That Section 450.90 of the above-entitled ordinance be amended to read as follows:

**450.90. Advisory board.**

(a) An advisory board to be known as the Stadium Village Special Service District Advisory Board consisting of ~~nine (9)~~ five (5) members, who are residents of the district or owners of property within the district, shall be appointed by the city council for terms of two (2) years each even numbered year, the first term to commence in 1998. All board members shall be appointed in conformance with the city's open appointments ordinance as outlined in Minneapolis Code of Ordinances Title 2, Chapter 14.180. Any vacancy in an unexpired term shall be filled in the same manner as the original appointment was made and shall be for the unexpired term. Board members shall serve until their successors are appointed.

(b) The advisory board shall advise the city council in connection with the construction, maintenance, and operation of improvements and the furnishing of special services in the district. It shall make recommendations to the city council on requests and complaints of owners, occupants, and users of property within the district and members of the public.

(c) Before the adoption of any proposal by the city council to provide services or impose taxes or service charges within the district, the advisory board of the district must have an opportunity to review and comment upon the proposal.

(d) Upon or after the effective date of this ordinance, the city council may appoint a temporary advisory board consisting of nine (9) members who shall be required to have the qualifications specified in paragraph (a) of this section. Said temporary advisory board shall have all of the powers, duties and responsibilities of, and shall be known as, the Stadium Village Special Service District Advisory Board from its date of appointment through December 31, 1997. In appointing the temporary advisory board members, the city council shall not be bound by the provisions of Minneapolis Code of Ordinances, section 14.180.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-032 amending Title 17, Chapter 452 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: 43rd St W & Upton Ave S Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition, and district name change.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-032**  
**By Reich**  
**Intro & 1st Reading: 4/17/2015**  
**Ref to: T&PW**  
**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 452 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: 43rd Street West and Upton Avenue South Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the title of Chapter 452 of the Minneapolis Code of Ordinances be amended to read as follows:

**43RD STREET WEST AND UPTON AVENUE SOUTH LINDEN HILLS SPECIAL SERVICE DISTRICT**

Section 2. That Section 452.70 of the above-entitled ordinance be amended to read as follows:

**452.70. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceeds the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount; or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

Section 3. That Section 452.90 of the above-entitled ordinance be amended to read as follows:

**452.90. Advisory board.**

(a) An advisory board to be known as the ~~43rd Street West and Upton Avenue South~~ Linden Hills Special Service District Advisory Board consisting of seven (7) members, who are residents of the district or owners of property within the district, shall be appointed by the city council for terms of two (2) years each even-numbered year, the first term to commence in 2000. All board members shall be appointed in conformance with the city's open appointments ordinance as outlined in Minneapolis Code of Ordinances Title 2 Chapter 14.180. Any vacancy in an unexpired term shall be filled in the same manner as the original appointment was made and shall be for the unexpired term. Board members shall serve until their successors are appointed.

(b) The advisory board shall advise the city council in connection with the construction, maintenance, and operation of improvements and the furnishing of special services in the district. It shall make recommendations to the city council on requests and complaints of owners, occupants, and users of property within the district and members of the public.

(c) Before the adoption of any proposal by the city council to provide services or impose taxes or service charges within the district, the advisory board of the district must have an opportunity to review and comment upon the proposal.

(d) Upon or after the effective date of this ordinance, the city council may appoint a temporary advisory board consisting of seven (7) members who shall be required to have the qualifications specified in paragraph (a) of this section. Said temporary advisory board shall have all of the powers, duties and responsibilities of, and shall be known as, the ~~43rd Street West and Upton Avenue South~~ Linden Hills Special Service District Advisory Board from its date of appointment through December 31, 1999. In appointing the temporary advisory board members, the city council shall not be bound by the provisions of Minneapolis Code of Ordinances, Section 14.180.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-033 amending Title 17, Chapter 453 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Riverview Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-033**  
**By Reich**  
**Intro & 1st Reading: 4/17/2015**  
**Ref to: T&PW**  
**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 453 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Riverview Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 453.70 of the above-entitled ordinance be amended to read as follows:

**453.70. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceeds the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount;  
or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-034 amending Title 17, Chapter 454 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: S Hennepin Ave Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition, and district name change.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-034**

**By Reich**

**Intro & 1st Reading: 4/17/2015**

**Ref to: T&PW**

**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 454 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: South Hennepin Avenue Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the title of Chapter 454 of the Minneapolis Code of Ordinances be amended to read as follows:

**~~SOUTH HENNEPIN AVENUE~~ LOWRY HILL SPECIAL SERVICE DISTRICT**

Section 2. That Section 454.70 of the above-entitled ordinance be amended to read as follows:

**454.70. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceeds the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount; or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

Section 3. That Section 454.90 of the above-entitled ordinance be amended to read as follows:

**454.90. Advisory board.**

(a) An advisory board to be known as the ~~South Hennepin Avenue~~ Lowry Hill Special Service District Advisory Board consisting of ~~nine (9)~~ seven (7) members, who are residents of the district or owners of property within the district, shall be appointed by the city council for terms of two (2) years each even numbered year, the first term to commence in 2001. All board members shall be appointed in conformance with the city's open appointments ordinance as outlined in Minneapolis Code of Ordinances Title 2, Chapter 14.180. Any vacancy in an unexpired term shall be filled in the same manner as the original appointment was made and shall be for the unexpired term. Board members shall serve until their successors are appointed.

(b) Advisory board shall advise the city council in connection with the construction, maintenance, and operation of improvements and the furnishing of special services in the district. It shall make recommendations to the city council on requests and complaints of owners, occupants, and users of property within the district and members of the public.

(c) Before adoption of any proposal by the city council to provide services or impose taxes or service charges within the district, the advisory board of the district must have an opportunity to review and comment upon the proposal.

(d) Upon or after the effective date of this ordinance, the city council may appoint a temporary advisory board consisting of nine (9) members who shall be required to have the qualifications specified in paragraph (a) of this section. Said temporary advisory board shall have all of the powers, duties and responsibilities of, and shall be known as the ~~South Hennepin Avenue~~ Lowry Hill Special Service District Advisory Board from its date of appointment through December 31, 1995. In appointing the temporary

advisory board members, the city council shall not be bound by the provisions of Minneapolis Code of Ordinances, section 14.180.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-035 amending Title 17, Chapter 456 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Franklin Ave E Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-035**

**By Reich**

**Intro & 1st Reading: 4/17/2015**

**Ref to: T&PW**

**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 456 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Franklin Avenue East Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 456.70 of the above-entitled ordinance be amended to read as follows:

**456.70. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceeds the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount;  
or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or



(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-036 amending Title 17, Chapter 457 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: 48th Street East and Chicago Avenue South Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-036**

**By Reich**

**Intro & 1st Reading: 4/17/2015**

**Ref to: T&PW**

**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 457 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: 48th Street East and Chicago Avenue South Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 457.70 of the above-entitled ordinance be amended to read as follows:

**457.70. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceed the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount; or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-037 amending Title 17, Chapter 458 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Hennepin Theatre District Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-037**

**By Reich**

**Intro & 1st Reading: 4/17/2015**

**Ref to: T&PW**

**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 458 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Hennepin Theatre District Special Services District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 458.70 of the above-entitled ordinance be amended to read as follows:

**458.70. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceed the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the costs of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount; or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-038 amending Title 17, Chapter 460 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Bloomington Lake Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-038**

**By Reich**

**Intro & 1st Reading: 4/17/2015**

**Ref to: T&PW**

**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 460 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Bloomington-Lake Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 460.80 of the above-entitled ordinance be amended to read as follows:

**460.80. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceed the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount;  
or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-039 amending Title 17, Chapter 461 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Chicago-Lake Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-039**

**By Reich**

**Intro & 1st Reading: 4/17/2015**

**Ref to: T&PW**

**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 461 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Chicago-Lake Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 461.80 of the above-entitled ordinance be amended to read as follows:

**461.80. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceed the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount; or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-040 amending Title 17, Chapter 462 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: East Lake Street Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-040**

**By Reich**

**Intro & 1st Reading: 4/17/2015**

**Ref to: T&PW**

**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 462 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: East Lake Street Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 462.80 of the above-entitled ordinance be amended to read as follows:

**462.80. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceed the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount; or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the

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subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

Section 2. That Section 462.110 of the above-entitled ordinance be amended to read as follows:

**462.110. Advisory board.**

(a) An advisory board to be known as the East Lake Street Special Service District Advisory Board consisting of ~~nine (9)~~ seven (7) members, who are residents of the district, owners of property within the district, owners or operators of a business located within the district or their designated representative may be appointed by the city council for terms of two (2) years each odd-numbered year, the first term to commence in 2009. All board members shall be appointed in conformance with the city's open appointments ordinance as outlined in Minneapolis Code of Ordinances Title 2, Chapter 14.180. Any vacancy in an unexpired term shall be filled in the same manner as the original appointment was made and shall be for the unexpired term. Board members shall serve until their successors are appointed.

(b) The advisory board shall advise the city council in connection with the construction, maintenance, and operation of improvements and the furnishing of special services in the district. It shall make recommendations to the city council on requests and complaints of owners, occupants, and users of property within the district and members of the public.

(c) Before the adoption of any proposal by the city council to provide services or service charges within the district, the advisory board of the district must have an opportunity to review and comment upon the proposal.

(d) Upon or after the effective date of this chapter, the city council may appoint a temporary advisory board consisting of nine (9) members who shall be required to have the qualifications specified in paragraph (a) of this section. Said temporary advisory board shall have all of the powers, duties and responsibilities of, and shall be known as, the East Lake Street Special Service District Advisory Board from its date of appointment through December 31, 2008. In appointing the temporary advisory board members, the city council shall not be bound by the provisions of Minneapolis Code of Ordinances, Section 14.180.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-041 amending Title 17, Chapter 463 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Lyndale-Lake Special Service District, amending Special Service District provisions to provide additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-041**  
**By Reich**  
**Intro & 1st Reading: 4/17/2015**  
**Ref to: T&PW**

**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 463 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Lyndale-Lake Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 463.80 of the above-entitled ordinance be amended to read as follows:

**463.80. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceed the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next ensuing year; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount; or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Ordinance 2015-Or-042 amending Title 17, Chapter 465 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Downtown Business Improvement Special Service District, amending Special Service District provisions to provide



additional options to address year-end budget surpluses or deficits, changes in certain districts' advisory board composition.

The following is the complete text of the unpublished summarized ordinance.

**ORDINANCE 2015-Or-042**  
**By Reich**  
**Intro & 1st Reading: 4/17/2015**  
**Ref to: T&PW**  
**2nd Reading: 6/5/2015**

**Amending Title 17, Chapter 465 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Downtown Business Improvement Special Service District.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 465.80 of the above-entitled ordinance be amended to read as follows:

**465.80. Revenue surplus or deficit.** ~~In the event that the cost of services rendered in the district in any calendar year exceed the total taxes and service charges levied and collected with respect to such calendar year, an amount necessary to recoup the excess costs shall be levied as taxes, service charges, or both in the next two (2) years; to the extent that the total taxes and service charges exceed the cost of services, the next ensuing year's levy of taxes and service charges shall be decreased by a corresponding amount.~~

Any annual revenue surplus or deficit shall be addressed in accordance with one of the following procedures:

(1) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the next ensuing year's levy of taxes and service charges may be decreased by a corresponding amount; or

(2) If the total taxes and service charges levied and collected under this chapter, with respect to any calendar year, exceed the cost of services actually rendered in the district in such calendar year, then the subsequent years' annual operating plan may be amended by city council action to incorporate the prior year's excess revenue; or

(3) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then an amount necessary to recoup the excess costs may be levied as taxes, service charges, or both within the next two (2) ensuing years; or

(4) If the cost of services actually rendered in the district in any calendar year exceed the total taxes and service charges levied and collected under this chapter with respect to such calendar year, then the subsequent years' annual operating plan may be amended by city council action to recoup the excess costs.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

**T&PW** - Your Committee recommends that the proper City officers be authorized to issue a Request for Proposals (RFP) to solicit proposals from qualified vendors for a *Historic Structures Report and Existing Conditions Study* for Peavey Plaza.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2015R-236 directing the Hennepin County Auditor to cancel the special assessment for the West Broadway Improvement Special Service District payable for 2015 as described hereinafter.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-236**

**By Reich**

**Directing the Hennepin County Auditor to cancel the special assessment for the West Broadway Improvement Special Service District payable for 2015 as described hereinafter.**

Whereas, in accordance with Minnesota Statutes, Chapter 428A, Sections 428A.01 through 4528A.10, and Minneapolis Code of Ordinances, Chapter 434, the City Council of the City of Minneapolis passed Resolution 2014R-376 on September 19, 2014, adopting the assessment rolls as prepared by the City Engineer and ordered the transmittal of certified copies of the assessment rolls to the Hennepin County Auditor for collection on the 2015 real estate tax statement for the West Broadway Improvement Special Service District; and

Whereas, there is the following described assessment that is erroneously being carried on the real estate tax statement for a City right-of-way parcel;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That pursuant to the provisions of Minneapolis Code of Ordinances, Section 24.240, the Hennepin County Auditor is hereby directed to cancel the following levied special assessments from the 2015 tax statement:

<u>LEVY</u>	<u>PROJECT</u>	<u>PROPERTY ID</u>	<u>ORIGINAL AMT</u>
01035	15WBY	16-029-24-14-0205	\$85.78.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2015R-237 designating the improvement of the 2015 Alley Resurfacing Program (11 alleys located throughout the City of Minneapolis).

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-237**

**By Reich**

**SPECIAL IMPROVEMENT OF EXISTING ALLEYS NO. AL015  
2015 ALLEY RESURFACING PROGRAM**

**Designating the improvement of the 2015 Alley Resurfacing Program (11 alleys located throughout the City of Minneapolis).**

Resolved by The City Council of The City of Minneapolis:

That the following existing alleys within the City of Minneapolis are hereby designated to be improved, pursuant to the provisions of Minneapolis City Charter, Article IX, Section 9.6(c), by overlaying with bituminous material and including other related improvements and work as needed:

1. Between Tyler St and Polk St NE from 35th Ave NE to 36th Ave NE (Ward 1)
2. Between Colfax Ave N and Aldrich Ave N from 31st Ave N to Lowry Ave N (Ward 3)
3. Between Aldrich Ave N and Lyndale Ave N from 31st Ave N to Lowry Ave N (Ward 3)
4. Between Queen Ave N and Penn Ave N from 29th Ave N to 30th Ave N (Ward 5)
5. Between Morgan Ave N and Logan Ave N from Chestnut Ave W to 2nd Ave N (Ward 5)
6. Between Drew Ave S and Chowen Ave S from 28th St W to Cedar Lake Ave (Ward 7)
7. Between Pillsbury Ave and Blaisdell Ave from 22nd St W to Franklin Ave W (Ward 10)
8. Between Knox Ave S and James Ave S from 31st St W to Lake St W (Ward 10)
9. Between Girard Ave S and Fremont Ave S from 27th St W to 26th St W (Ward 10)
10. Between Nicollet Ave and 1st Ave S from 47th St E to 46th St E (Ward 11)
11. Between 15th Ave S and Bloomington Ave from 45th St E to 44th St E (Ward 11).

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

**T&PW** - Your Committee, having received a cost estimate of \$268,546.67 for alley resurfacing improvements and a list of benefited properties for the 2015 Alley Resurfacing Program, Special Improvement of Existing Alleys No. AL015, as designated by Resolution 2015R-237 passed June 5, 2015, now recommends that the City Engineer be directed to prepare a proposed Alley Resurfacing Special Improvement Assessment against the list of benefited properties by applying the 2015 Uniform Assessment Rates as per Resolution 2014R-503, passed December 5, 2014.

Your Committee further recommends that a public hearing be held July 14, 2015, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider approving the resurfacing of the above-designated alley locations, and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2015R-238 designating the improvement of the "L" alley between 28th Street East and 33rd Avenue South, 2015 Unpaved Alley Program, Project No. 2289.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-238**

**By Reich**

**2015 UNPAVED ALLEY PROGRAM**

**ALLEY CONSTRUCTION BETWEEN 28TH ST E AND 33RD AVE S, PROJECT NO. 2289**

**Designating the improvement of the "L" alley between 28th St E and 33rd Ave S.**

Resolved by The City Council of The City of Minneapolis:

That the following existing alley within the City of Minneapolis is hereby designated to be improved, pursuant to the provisions of Minneapolis City Charter, Article IX, Section 9.6(c), by paving with concrete on a stabilized base and including other related improvements and work as needed:

The "L" alley between 28th St E and 33rd Ave S in the block bounded by 28th St E, 33rd Ave S, 29th St E and 32nd Ave S (City Alley No. 8935).

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

**T&PW** - Your Committee, having received a cost estimate of \$165,000 for alley construction improvements and a list of benefited properties for the Alley Construction Project No. 2289, the "L" alley from 28th St E to 33rd Ave S in the 2015 Unpaved Alley Program, as designated by Resolution 2015R-238 passed June 5, 2015, now recommends that the City Engineer be directed to prepare a proposed Alley Construction Assessment against the list of benefited properties by applying the 2015 Uniform Assessment Rate as per Resolution 2014R-503, passed December 5, 2014.

Your Committee further recommends that a public hearing be held on July 14, 2015, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider approving the construction of the above-designated alley location, and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**T&PW** - Your Committee recommends that the proper City officers be authorized to negotiate and execute an agreement with the Towers Condominium Association for the acquisition of trail easements for the Gateway Park/2nd Street Bicycle Connection Project.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**T&PW** - Your Committee recommends the following:

- a) Approving the reappointment of the current Transportation Management Organization (TMO) Executive Committee retroactive to January 1, 2014, for three-year terms ending December 31, 2016;
- b) Approving a TMO resolution containing a second amendment to the bylaws of the Downtown Minneapolis Transportation Management Organization increasing the maximum number of directors from 16 to 22; and
- c) Appointing the following individuals to serve on the TMO Executive Committee in new positions for terms expiring December 31, 2016, as recommended by the TMO Executive Committee:
  - Council Member Lisa Bender, City of Minneapolis, representing the local government sector in a new position; and
  - Dan Lessor, Mortenson Development Inc., representing the development sector in a new position.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**The TRANSPORTATION & PUBLIC WORKS and WAYS & MEANS Committees submitted the following reports:**

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2015R-239 ordering the work to proceed and adopting the special assessments for the Powderhorn West Residential Street Resurfacing Project, 2015 Street Resurfacing Program, Special Improvement of Existing Street No. 5278.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-239**

**By Reich and Quincy**

**2015 STREET RESURFACING PROGRAM  
POWDERHORN W RESIDENTIAL STREET RESURFACING PROJECT  
SPECIAL IMPROVEMENT OF EXISTING STREET NO. 5278**

**Ordering the work to proceed and adopting the special assessments for the Powderhorn W Residential Street Resurfacing Project.**

Whereas, a public hearing was held on May 19, 2015, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2015R-165, passed April 17, 2015, to consider the proposed special assessments as on file in the office of the City Clerk and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2015R-165, passed April 17, 2015.

Be It Further Resolved that the proposed special assessments in the total amount of \$947,876.83 for the Powderhorn W Residential Street Resurfacing Project No. 5278 (Levy 01027, Project No. 52785) as on file in the office of the City Clerk are hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at the rate determined by the City Council for assessments collected over the aforementioned time period, with collection of the special assessments to begin on the 2016 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at the rate determined by the City Council for assessments collected over the aforementioned time period, with collection of the special assessments to be on the 2016 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2015R-240 requesting the Board of Estimate and Taxation to authorize the City to issue and sell City of Minneapolis bonds in the amount of \$947,880 for certain purposes other than the purchase of public utilities.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-240**

**By Reich and Quincy**

**Requesting the Board of Estimate and Taxation to authorize the City to issue and sell City of Minneapolis bonds in the amount of \$947,880 for certain purposes other than the purchase of public utilities.**

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed costs of street improvements in the Powderhorn W Residential Street Resurfacing Project, Special Improvement of Existing Street No. 5278, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collected in five (5) successive annual installments, payable in the same manner as real estate taxes.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

**T&PW & W&M** - Your Committee recommends that the proper City officers be authorized to execute a cost sharing agreement with the Minnesota Pollution Control Agency (MPCA) for the City to collect stormwater samples at the 37th Ave N Greenway Stormwater System and share lab results with the MPCA. Further, passage of Resolution 2015R-241 increasing the appropriation and revenue in the Stormwater Fund by \$25,000 to reflect reimbursement from the MPCA.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-241**

**By Reich and Quincy**

**Amending The 2015 Capital Improvement Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Stormwater Fund (07300-6300220-507001) by \$25,000 and increasing the Revenue Source (07300-6300220 - Source 3225) by \$25,000 to reflect reimbursement from the Minnesota Pollution Control Agency.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report and resolution were adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2015R-242 authorizing the proper City officers to execute a Memorandum of Understanding with the Minneapolis Park and Recreation Board to perform work and maintain center median for the 26th Avenue North Street Renovation Project.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-242**

**By Reich and Quincy**

**26TH AVE N STREET RENOVATION PROJECT  
SPECIAL IMPROVEMENT OF EXISTING STREET NO. 9929**

**Authorizing the proper City officers to execute a Memorandum of Understanding with the Minneapolis Park and Recreation Board to perform work and maintain center median for the 26th Ave N Street Renovation Project.**

Whereas, the City of Minneapolis wishes to renovate 26th Ave N between Theodore Wirth Parkway to W Broadway Ave and Lyndale Ave N to 2nd St N; and

Whereas, the Minneapolis Park and Recreation Board is the owner and operator of Theodore Wirth Regional Park (Wirth) and of Farview Park (Farview) which parks are located in the City of Minneapolis; and

Whereas, the City is working on the 26th Ave N Street Renovation Project involving property located near Wirth and Farview Parks and other land extending east to the Mississippi River;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Engineer is hereby ordered to execute a Memorandum of Understanding with the Minneapolis Park and Recreation Board that will permit City Public Works forces to perform project work within Theodore Wirth Park and Farview Park and that will require the Minneapolis Park and Recreation Board to maintain groundcover and trees within the center median on 26th Ave within Theodore Wirth Park.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

Approved by Mayor Betsy Hodges 6/8/2015.

(Published 6/10/2015)



**T&PW & W&M** - Your Committee recommends that the proper City officers be authorized to submit an application for a TIGER 2015 grant to be used to implement the 35W Transit Access Project. The application will be a joint application between the City of Minneapolis and Hennepin County. If secured, the grant funding will be equally applied to the costs for local project elements.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**T&PW & W&M** - Your Committee recommends that the proper City officers be authorized to increase the contract with Shenehon by \$90,000, for a revised not-to-exceed contract total of \$150,000, due to an increase in the number of property assessment calculations in the benefit area for the Nicollet Mall Redesign and Street Reconstruction Project.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**T&PW & W&M** - Your Committee recommends acceptance of the low bid submitted to the Public Works Department on OP No. 8089 from Sewer Services, Inc., for an estimated expenditure of \$738,071.72, to furnish and deliver all labor, materials, and incidentals necessary for the cleaning of the storm sewer system for the Public Works Surface Water and Sewer Division. Further, that the proper City officers be authorized to execute a contract for said service in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

Approved by Mayor Betsy Hodges 6/8/2015.

(Published 6/10/2015)

**The WAYS & MEANS Committee submitted the following reports:**

**W&M** - Your Committee recommends approval of the legal settlement in the matter of Constance C. Leaf, Lawrence Doyle, Michael Martin, Sally J. Weddell and Isaac S. DeLugo v. City of Minneapolis and Janee Harteau (Court File No.: 27-CV-14-17913) by payment of \$62,500 in settlement of this case, payable from Fund/Org. 06900-1500100-145400. Further, that the proper City officers be authorized to execute any documents necessary to effectuate said settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**W&M** - Your Committee recommends approval of the legal settlement in the matter of Lutheran Grozell Lake v. Anthony Smith, Danielle Evans, John Doe, Jane Doe, The City of Minneapolis and Chief Janee Harteau (Court File No.: 13-CV-02915 SRN/BRT) by payment of \$15,500 payable to Lutheran Lake and his attorney Larry E. Reed from Fund/Org. 06900-1500100-145400. Further, that the proper City officers be authorized to execute any documents necessary to effectuate said settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**W&M** – Your Committee recommends that the proper City Officers be authorized to execute a three-year contract with Premier Process and Courier Services, in the amount of \$120,000, with a contract option to extend for an additional two years, for Legal Process Services for 2015 through 2018.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**W&M** – Your Committee recommends that the proper City Officers be authorized to:

- a) Extend the existing Environmental Systems Research Institute (ESRI) contract No. C-37215 through December 31, 2015;
- b) Increase said contract No. C-37215 by \$30,000 for a not-to-exceed total amount of \$130,000; and,
- c) Use the ESRI contract agreement form

for hosting part of the Information Technology (IT) Geographical Information System (GIS), which hosts some of the City's external-facing geospatial data and web services and allows residents and others access to applications and self-help portals.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

**W&M** – Your Committee, having received a request from the Police Department to submit a grant application to the Bureau of Justice Assistance (BJA), due June 16, 2015, seeking up to \$600,000 in funding, including a required City matching component of up to the grant award, to provide funds to develop, implement, and evaluate a comprehensive program for body-worn cameras by selected Police Department personnel, with input from the community and the criminal justice system, in order to improve law enforcement and to enhance officer interaction with the public, now recommends that said request be **sent forward without recommendation**.

On motion by Quincy, the Police Department was authorized to submit a grant application to the Bureau of Justice Assistance seeking up to \$600,000 in funding, including a required matching component of up to the grant award, to provide funds to develop, implement, and evaluate a comprehensive program for body-worn cameras by selected Police Department personnel, with input from the community and criminal justice system, to improve law enforcement and to enhance officer interaction with the public; further, due to the grant submission deadline of June 16, 2015, to report on the desirability of submitting the application on behalf of the City to the Public Safety, Civil Rights & Emergency Management Committee at its next regular meeting on June 10, 2015; and further, the Public Safety, Civil Rights & Emergency Management Committee was empowered to determine the advisability of proceeding with the grant application submission, subject to ratification by the full City Council.

On motion by Palmisano, the Office of Grants and Special Projects, in collaboration with the Minneapolis Police Department, was directed to develop a list of any and all grant opportunities related to the purchase, maintenance, and ongoing use of body-worn cameras. In addition, staff shall consult with peer jurisdictions implementing body-worn cameras to identify and leverage all potential funding opportunities which may be available to the City of Minneapolis. Staff was directed to report back findings to the Public Safety, Civil Rights & Emergency Management Committee by July 29, 2015.

**The ZONING & PLANNING Committee submitted the following reports:**

**Z&P** – Your Committee, having under consideration an appeal filed by John Ferrier, on behalf of CSM Corporation, of the decision of the City Planning Commission approving a site plan review application to allow for the construction of a single-story addition (6th floor) on top of the existing Depot Renaissance Hotel as well as remove the existing waterpark to allow for an infill addition which results in 110 additional guest rooms, a fitness center, a concierge lounge and pool on the property located at 300 Washington Ave S (225 3rd Ave S), now recommends that said appeal be granted with the following conditions of approval:

- 1) All site improvements shall be completed by April 13, 2017, unless extended by the Zoning Administrator, or the permit may be revoked for noncompliance.
- 2) Approval of the final site, elevation, and landscaping plans by CPED.
- 3) The site plan shall be modified to reflect the following modifications along 5th Ave S: maintain the northerly curb cut width of 19 feet; reduce the southerly curb cut width from 45 feet to 34.5 feet all while elevating the public sidewalk in this location so that it ties into and flows at one continuous grade along the street. The curb cuts shall be designed in compliance with City standards.
- 4) The proposal shall meet all applicable requirements and conditions as approved by the Heritage Preservation Commission per BZH-28550.
- 5) No alterations or modifications are approved to the Milwaukee Road Depot building or Freight House.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, Palmisano, President Johnson (12)

Noes: (0)

Absent: A. Johnson (1)

The report was adopted.

**Z&P** – Your Committee, having under consideration an appeal filed by William Wells of the City Planning Commission’s decision approving a site plan review application for a new, 33-unit, multi-family residential building located at 721-729 8th St SE in the I1 Industrial, the IL Industrial Living Overlay, and the UA University Area Overlay Districts, now recommends that said appeal be granted and that Findings of Fact and Recommendation prepared by the City Attorney on file in the Office of the City Clerk be adopted and made a part of this report by reference.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, Palmisano, President Johnson (12)

Noes: (0)

Absent: A. Johnson (1)

The report was adopted.

**Z&P** – Your Committee concurs in the recommendation of the Planning Commission in granting the petition of William Anderson with Sherman Associates (BZZ-7080) to rezone the properties located at:

- 1) 800 W Broadway from the C3S and OR2 Zoning Districts with the WB West Broadway Overlay District to the C3S Zoning District with the WB West Broadway Overlay District; and
- 2) 2019 Aldrich Ave N from the OR2 Zoning District to the C3S Zoning District and add the WB West Broadway Overlay,

to convert an existing building into a mixed-use building and create an accessory surface parking lot.

Further, your Committee recommends adopting the related findings prepared by the Department of Community Planning & Economic Development, and passage of Ordinance 2015-Or-043 and Ordinance 2015-Or-044 amending the Zoning Code.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, Palmisano, President Johnson (12)

Noes: (0)

Absent: A. Johnson (1)

The report and ordinances were adopted.

The following is the complete text of the unpublished summarized ordinances.

**ORDINANCE 2015-Or-043**  
**By Bender**  
**Intro & 1st Reading: 1/6/2014**  
**Ref to: Z&P**  
**2nd Reading: 6/5/2015**

**Amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcel of land, pursuant to MS 462.357:

That part of Lots 4, 5, 6, and 7, Block 9, Highland Park Addition to Minneapolis (800 West Broadway - Plate 8) to the C3S Zoning District with the WB West Broadway Overlay District.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, Palmisano, President Johnson (12)

Noes: (0)

Absent: A. Johnson (1)

The ordinance was adopted.

**ORDINANCE 2015-Or-044**  
**By Bender**  
**Intro & 1st Reading: 1/6/2014**  
**Ref to: Z&P**  
**2nd Reading: 6/5/2015**

**Amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcel of land, pursuant to MS 462.357:

That part of Lot 3, Block 9, Highland Park Addition to Minneapolis (2019 Aldrich Avenue North - Plate 8) to the C3S Zoning District and add the WB West Broadway Overlay District.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, Palmisano, President Johnson (12)

Noes: (0)

Absent: A. Johnson (1)

The ordinance was adopted.

**INTRODUCTION & REFERRAL CALENDAR**

Pursuant to notice, on motion by Quincy, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Ways & Means Committee:

Amending Appendix H, Chapter 1 of the Minneapolis Code of Ordinances relating to Minneapolis Cable Communication Franchises: Cable Television Franchise Agreement Between City of Minneapolis, Minnesota and Comcast of Arkansas/Florida/Louisiana/Minnesota/Mississippi/Tennessee, Inc. (amending Comcast franchise provisions in accordance with the Franchise Settlement Agreement).

Pursuant to notice, on motion by Frey, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Community Development & Regulatory Services Committee: Amending Title 14, Chapter 360 of the Minneapolis Code of Ordinances relating to Liquor and Beer: In General (amending provisions related to late hours food and entertainment).

Pursuant to notice, on motion by Goodman, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Community Development & Regulatory Services Committee:

Amending Title 9, Chapter 174 of the Minneapolis Code of Ordinances relating to Fire and Police Protection: Minneapolis Fire Department; Fire Prevention Bureau (amending combustible contaminate levels relating to commercial hood and exhaust cleaning).

### **RESOLUTIONS**

Resolution 2015R-243 honoring 29 years of service to the City of Minneapolis by Richard J. Tuffs was adopted.

The following is the complete text of the unpublished summarized resolution.

#### **RESOLUTION 2015R-243**

**By Frey, Goodman, Reich, Gordon, B. Johnson, Yang,  
Warsame, Glidden, Cano, Bender, Quincy, A. Johnson, and Palmisano**

#### **Honoring 29 years of service to the City of Minneapolis by Richard J. Tuffs.**

Whereas, Rich Tuffs was hired by the Minneapolis City Clerk's Office on July 7, 1986 as the City's Forms Manager; and

Whereas, Rich worked for the Community Crime Prevention/SAFE Division of the Minneapolis Police Department and a CCP Specialist and then promoted to Supervisor; and

Whereas, Rich worked for the Division of Licenses and Consumer Services as a License Inspector and subsequently promoted to Lead License Inspector; and

Whereas, Inspector Tuffs worked fanatically to hold all mobile license holders accountable to the city's regulatory standards, including taxi drivers, tow truck companies, ice cream trucks, pedal cars, and pedicabs, to name a few; and

Whereas, over the years Rich received hundreds of compliments and complaints, both equally indicative of his uncompromising work ethic; and

Whereas, Rich utilized the skills, knowledge and experience he gained from his decorated military career, beginning at age 17 when he spent 13 months in Vietnam as a Corporal in the United States Marines, his 26 years in the Army Reserve as First Sergeant, and his 1990-1991 tour in Iraq in the First Gulf War; and

Whereas, Rich, after 29 years of dedicated service to the City of Minneapolis, has decided to sell his house, leave the majority of his possessions and friends behind, and relocate to Florida to be closer to his children and 11 grandchildren; and

Whereas, Rich will continue to pursue his passions which, in addition to hunting and fishing include his wife Cyndy, his family, and his country; and

Whereas, although the chronic violators may be overjoyed to see him retire, he will be sorely missed by all his colleagues and co-workers who share a deep found respect for him;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City of Minneapolis City Council does hereby present this Honorary Resolution in recognition of their sincere gratitude and appreciation for the many contributions and devoted service made by Richard J Tuffs for the past 29 years of service to the City of Minneapolis.

Be It Further Resolved that Rich's hard work and dedication have improved the lives of many citizens of Minneapolis. We wish Rich and Cyndy all the best.

Resolution 2015R-244 recognizing Mariano Espinoza's acceptance of the 2015 Ohtli Award from the government of Mexico was adopted.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-244**

**By Reich, Gordon, Frey, B. Johnson, Yang, Warsame,  
Goodman, Glidden, Cano, Bender, Quincy, and A. Johnson**

**Honoring the International Recognition of Contributions to the City of Minneapolis by Mariano Espinoza.**

Whereas, Mariano Espinoza began working for the Minneapolis's Neighborhood & Community Relations department as the Latino Community Specialist in 2012; and

Whereas, during his tenure at the City, Mariano has demonstrated exemplary skills at engaging diverse community residents in advocating for public policy change and communicating about City services to the Latino community; and

Whereas, Mariano has shown excellence in his ability to help neighborhoods and the City alike diversify their boards and commissions; and

Whereas, Mariano played a critical role as one of the leaders in passing the MN Dream Act giving in-state tuition and aid to hundreds of eligible undocumented students; and

Whereas, Mariano's leadership, ability to engage communities, and commitment to issues of social justice have led to the City being recognized by the Immigrant Law Center of Minnesota; and

Whereas, the Ohtli Award is the most prestigious recognition given by the Mexican government to a civilian living outside of Mexico; and

Whereas, on June 1, 2015 Mariano's commitment to issues facing the Mexican, Mexican-American, and Latino communities of Minneapolis were recognized and celebrated at an official ceremony where the Mexican Consul Alberto Fierro presented Mariano with the Ohtli award;

Now, Therefore, Be It Resolved by the City Council of the City of Minneapolis:

That the City of Minneapolis City Council does hereby present this Honorary Resolution in recognition of their sincere admiration and appreciation for the many contributions made by Mariano Espinoza to the City of Minneapolis.

Resolution 2015R-245 honoring Assistant Police Chief Matthew Clark was adopted.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-245**

**By B. Johnson, Reich, Gordon, Frey, Yang, Warsame,  
Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, and Palmisano**

**Honoring Assistant Police Chief Matthew Clark.**

Whereas, Matthew Clark joined the Minneapolis Police Department as a cadet in July 1993, and has faithfully and honorably served the City of Minneapolis for 22 years; and

Whereas, Matthew Clark was commissioned a sworn Police Officer on January 9, 1994, and was thereafter promoted to the ranks of sergeant, lieutenant, and inspector in recognition of his focus on achieving results, seeking continuous improvement, and a commitment to excellence; and

Whereas, Matthew Clark was appointed Assistant Chief of Police in December 2012, assuming a position of the highest trust and responsibility in which he was charged with leading, developing, and mentoring his fellow officers, new cadets, and members of the Minneapolis Police Department and providing strategic guidance for the effective operation of the department as it serves, protects, and supports the community; and

Whereas, Matthew Clark will leave the City of Minneapolis to become Chief of the Police Department of the University of Minnesota, where he will continue his service to the community.

Now, Therefore, Be It Resolved:

That the Mayor & City Council, in recognition of his commitment to the highest principles of public service and for his dedication to the people of the City of Minneapolis throughout his distinguished career, do hereby present this resolution to MATTHEW CLARK together with their most sincere thanks, appreciation, and gratitude.



Resolution 2015R-246 declaring June 2015 "Lesbian, Gay, Bisexual, and Transgender Pride Month" in the City of Minneapolis was adopted.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-246**

**By Quincy, Reich, Gordon, Frey, B. Johnson, Yang,  
Goodman, Glidden, Cano, Bender, A. Johnson, and Palmisano**

**Declaring June 2015 “Lesbian, Gay, Bisexual, and Transgender Pride Month” in the City of Minneapolis.**

Whereas, Minneapolis was the first city in the State of Minnesota to prohibit discrimination on the basis of sexual orientation and gender identity/expression, a position subsequently adopted by numerous Minnesota cities and the State itself; and

Whereas, Minneapolis was the first city in the State of Minnesota to adopt an ordinance creating a domestic-partner registry; and

Whereas, the City of Minneapolis has been steadfast in its commitment to full legal equality for same-sex couples, and in particular to an end to the exclusion of same-sex couples from marriage, as well as public and vocal proponent of the marriage equality statute passed in 2013 by the Minnesota State Legislature and signed by the Governor; and

Whereas, the Minneapolis City Council, in partnership with the Minneapolis School District, our legislative delegation and numerous advocacy organizations has long advocated for the 2014 passage of The Safe and Supportive Minnesota Schools Act, providing a clear definition of bullying, listing 19 categories of students often singled out for bullying, and creation a school climate center and council to provide up-to-date anti-bullying research to school districts, and focuses on bullying prevention;

Whereas, Minneapolis has a thriving LGBT community, sustaining and sustained by so many welcoming organizations, places of worship, businesses, neighborhoods, schools, events, and more; and

Whereas, Minneapolis has benefited from the service and talents of numerous LGBT elected officials, on the City Council, the Park & Recreation Board, the Board of Estimate and Taxation, and in both the Minnesota House and Senate, as well as of countless appointed officials and city employees; and

Whereas, Minneapolis annually plays host to the Twin Cities LGBT Pride celebration, the City’s largest outdoor festival, in which Loring Park is turned into a forum for celebrating LGBT pride and those, including allies, who work for it;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That June 2015 is hereby declared “Lesbian, Gay, Bisexual, and Transgender Pride Month” in the City of Minneapolis, and that residents and visitors are encouraged to participate in the numerous activities celebrating Lesbian, Gay, Bisexual, and Transgender Pride Month in the City and in the ongoing work of leading Minnesota toward full LGBT equality.

**NEW BUSINESS**

Glidden gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 7, Chapter 139 of the Minneapolis Code of Ordinances relating to Civil Rights: In General (prohibiting discrimination based on receipt of public assistance, including tenant-based Section 8 assistance, regardless of any requirements of such public assistance program).

Palmisano gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 20, Chapter 536 of the Minneapolis Code of Ordinances relating to Zoning Code: Specific Development Standards (amending regulations for restaurants to reflect recent changes to the City Charter).

**ADJOURNMENT**

On motion by Glidden, the meeting was adjourned.

Casey Joe Carl,  
City Clerk

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**COMMITTEE OF THE WHOLE:**

**PARK BOARD (278387)**

Receiving and Filing a presentation on the capital and operating funding gap for Minneapolis neighborhood parks.

**COMMUNITY DEVELOPMENT & REGULATORY SERVICES (See Rep):**

**COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (278388)**

2015-2016 Minnesota Housing Community Impact Funds: Approving the submission of Community Impact Fund applications to Minnesota Housing.

**COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (278389)**

Land Sale (2321 Fillmore St NE): Resolution authorizing the sale of property to Accent Homes Inc. for \$19,800.

**COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (278390)**

Land Sale (Grain Belt Redevelopment Plan, 1326 Water St): Authorizing the sale of property to City of Minneapolis, acting by and through its Park and Recreation Board for \$1,200 and authorizing execution of a land sale contract and related documents.

**COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (278391)**

Minnesota Department of Employment and Economic Development (DEED): Authorizing staff to apply for grants in excess of \$250,000 from DEED/Office of Youth Development.

**COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (278392)**

Year 2016 Low Income Tax Credit (LIHTC) Procedural Manual and Qualified Allocation Plan (QAP).

LICENSES AND CONSUMER SERVICES (278393)

Be'Wiched (800 Washington Ave): License Settlement Conference conditions for On Sale Wine and Strong Beer Class E license.

LICENSES AND CONSUMER SERVICES (278394)

Fuji Ya (800 W Lake St): Application for an On Sale Liquor, Class E with Sunday Sales license (Expansion of Premises). (See L&CS action)

LICENSES AND CONSUMER SERVICES (278395)

Jakeeno's Pizza & Pasta (3555 Chicago Ave S): Application for an On Sale Wine with Strong Beer, Class E license (Expansion of Premises). (See L&CS action)

LICENSES AND CONSUMER SERVICES (278396)

Java Coffee (2740 Minnehaha Ave): Business License Operating Conditions Agreement for Food Restaurant license.

LICENSES AND CONSUMER SERVICES (278397)

Liquor, Business & Gambling License Applications: Department of Licenses & Consumer Services agenda recommendations for Liquor, Business & Gambling licenses.

LICENSES AND CONSUMER SERVICES (278398)

Off-Sale Distilled Spirits and Sunday Growler Sales Ordinance: Ordinance amending Title 14, Chapter 362, to allow off-sale of distilled spirits by licensed micro distilleries and Sunday growler sales by licensed brewers.

LICENSES AND CONSUMER SERVICES (278399)

Pizza Studio (1415 4 St SE): Extended Hours license with operating conditions.

LICENSES AND CONSUMER SERVICES (278400)

Sunday Sales Ordinance: Ordinance amending Title 14, Chapter 364, allowing restaurants, clubs, bowling centers and hotels with an on-sale liquor license to sell or serve intoxicating liquors at 8:00 am on Sundays.

LICENSES AND CONSUMER SERVICES (278401)

Tattersall Distilling Company (1520 Central Ave): Application for an On Sale Liquor, Class C-1, Cocktail Room and an Off-Sale Distilled Spirits license (New Business). (See L&CS action)

REGULATORY SERVICES (278402)

Rental Dwelling License (3126 4th St SE - owner Charles F. Daws): Approving conditions to be placed on license.

**COMMUNITY DEVELOPMENT & REGULATORY SERVICES and INTERGOVERNMENTAL RELATIONS (See Rep):**

LICENSES AND CONSUMER SERVICES (278403)

Liquor License for the Norway House (913 E Franklin Ave): Resolution approving Laws of Minnesota 2015 Legislative Session, Chapter 9, Article 2, Section 4, authorizing the City of Minneapolis to issue an on-sale liquor license to the Norway House for the sale of intoxicating liquor for consumption on the premises.

**COMMUNITY DEVELOPMENT & REGULATORY SERVICES and WAYS & MEANS (See Rep):**

**COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (278404)**

Downtown East Commons Project: Authorizing staff to execute a contract with Conurbation LLC for owner's representative services for the Downtown East Commons project in an amount not to exceed \$180,000, through December 31, 2017, with options to extend.

**COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (278405)**

Former Fire Station No. 14 (1704 33rd Ave N): Awarding exclusive negotiating rights to Fighting Chance/Ryan Burnet as the developer of the City-owned property for a period of six months and authorizing staff to negotiate redevelopment contract terms.

**COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (278406)**

Metropolitan Council's Tax Base Revitalization Account (TBRA): Authorizing application to the Metropolitan Council's TBRA Pilot Grant Program for environmental investigation funding for the following projects: 4146 Fremont Ave N, Western Motors, and Upper Harbor Terminal.

**PURCHASING (278407)**

Bids for Cutting of Grass, Weeds, Brush and Branches: Accepting low bids of Innovations, LLC (North District) and Aloha Landscaping, Inc. (Northeast and South Districts) on Official Publication No. 8083.

**HEALTH, ENVIRONMENT & COMMUNITY ENGAGEMENT (See Rep):**

**HEALTH DEPARTMENT (278408)**

Food Code Ordinances: Ordinances amending Title 10, Chapters 186, 188, 190, 198, and 200 adding or deleting language to remove conflicts with Minnesota Statutes and Rules.

**HEALTH DEPARTMENT (278409)**

Public Swimming Pool Code Ordinance: Ordinance amending Title 11, Chapter 231 adding or deleting language to remove conflicts with Minnesota Statutes and Rules.

**NEIGHBORHOOD AND COMMUNITY RELATIONS (278410)**

Minneapolis Advisory Committee on Aging: Appointment of Lisa Anderson.

**INTERGOVERNMENTAL RELATIONS:**

**INTERGOVERNMENTAL RELATIONS (278411)**

State Bonding Priorities-Overview of Process: Legislative Agenda for the City of Minneapolis 2015.

**PUBLIC SAFETY, CIVIL RIGHTS & EMERGENCY MANAGEMENT:**

**CIVIL RIGHTS (278412)**

Police Department Investigatory Stops: Report from the Department of Civil Rights/Police Conduct Oversight Commission on Police.

**PUBLIC SAFETY, CIVIL RIGHTS & EMERGENCY MANAGEMENT (See Rep):**

**COUNCIL MEMBER GORDON (278413)**

Lurking Ordinance: Ordinance amending Title 15, Chapter 385 of the Minneapolis Code of Ordinances, repealing Section 385.80 relating to lurking.

COUNCIL MEMBER GORDON (278414)

Spitting, Depositing Tobacco Ordinance: Ordinance amending Title 11, Chapter 213 of the Minneapolis Code of Ordinances, repealing Section 213.30 relating to spitting; depositing tobacco.

**TRANSPORTATION AND PUBLIC WORKS (See Rep):**

PUBLIC WORKS AND ENGINEERING (278415)

28th St E and 33rd Ave S Alley Construction: Project designation.

PUBLIC WORKS AND ENGINEERING (278416)

50th and France Special Service District (SSD): Ordinance establishing 50th and France SSD.

PUBLIC WORKS AND ENGINEERING (278417)

2015 Alley Resurfacing Program: Project designation.

PUBLIC WORKS AND ENGINEERING (278418)

Gateway Park/2nd St Bicycle Connection Trail Easement: Agreement with Towers Condominium Association for trail easements.

PUBLIC WORKS AND ENGINEERING (278419)

Peavey Plaza: Authorizing Request for Proposals (RFP) for Historic Structures Report and Existing Conditions Study for Peavey Plaza.

PUBLIC WORKS AND ENGINEERING (278420)

Special Service District Ordinance Amendments: Ordinances amending Title 17 of Code relating to Streets and Sidewalks amending Special Service District provisions to add additional options to address year-end budget surpluses or deficits, changes in district advisory board composition, and name changes as follows: Chapter 438: Uptown Special Service District; Chapter 444: Dinkytown Special Service District; Chapter 446: Central Avenue Special Service District; Chapter 448: Nicollet Ave S Special Service District; Chapter 450: Stadium Village Special Service District; Chapter 452: 43rd St W & Upton Ave S Special Service District; Chapter 453: Riverview Special Service District; Chapter 454: S Hennepin Ave Special Service District; Chapter 456: Franklin Ave E Special Service District; Chapter 457: 48th St E & Chicago Ave S Special Service District; Chapter 458: Hennepin Theatre District Special Services District; Chapter 460: Bloomington-Lake Special Service District; Chapter 461: Chicago-Lake Special Service District; Chapter 462: East Lake Street Special Service District; Chapter 463: Lyndale-Lake Special Service District; and Chapter 465: Downtown Business Improvement Special Service District.

PUBLIC WORKS AND ENGINEERING (278421)

Special Service District Service Charge: Cancellation of service charge for city-owned property located at 817 1/2 W Broadway in the West Broadway Improvement Special Service District.

PUBLIC WORKS AND ENGINEERING (278422)

Transportation Management Organization (TMO) Executive Committee: a) Reappointing current Executive Committee; b) Approving amendment to bylaws; and c) Appointing individuals to new positions.

**TRANSPORTATION AND PUBLIC WORKS and WAYS & MEANS (See Rep):**

PUBLIC WORKS AND ENGINEERING (278423)

26th Ave N Street Renovation Project: Memorandum of Understanding (MOU) with Minneapolis Park and Recreation Board relating to work in Theodore Wirth Park and Farview Park.

PUBLIC WORKS AND ENGINEERING (278424)

35W Transit Access Project: Application for TIGER 2015 grant.

PUBLIC WORKS AND ENGINEERING (278425)

Bid for Storm Sewer Cleaning: OP 8089, Low bid of Sewer Services, Inc. for storm sewer system cleaning.

PUBLIC WORKS AND ENGINEERING (278426)

Nicollet Mall Street Reconstruction Project: Contract increase with Shenehon.

PUBLIC WORKS AND ENGINEERING (278427)

Powderhorn West Street Resurfacing Project No. 5278: Project approval and assessment public hearing; Comments.

PUBLIC WORKS AND ENGINEERING (278428)

Water Quality Monitoring Reimbursement: Cost Sharing Agreement with Minnesota Pollution Control Agency (MPCA) for collection of stormwater samples at 37th Ave N Greenway Stormwater System; and Increase appropriation.

**WAYS AND MEANS (See Rep):**

ATTORNEY (278429)

Legal Services Process Contracts: Authorizing execution of a three-year contract with Premier Process and Courier Services for \$120,000 for 2015-18 Legal Process Services for the City Attorney's Office.

ATTORNEY (278430)

Legal Settlement: Authorizing the legal settlement of Constance C. Leaf, Lawrence Doyle, Michael Martin, Sally J. Weddell and Isaac S. DeLugo v. City of Minneapolis and Janee Harteau (\$62,500).

ATTORNEY (278431)

Legal Settlement: Authorizing the legal settlement of Lutheran Grozell Lake v. Anthony Smith, Danielle Evans, John Doe, Jane Doe, The City of Minneapolis and Chief Janee Harteau (\$15,500).

INFORMATION AND TECHNOLOGY SERVICES (ITS) (278432)

Geographical Information System (GIS): Authorizing the proper City Officers to increase contract C-37215 with Environmental Systems Research Institute by \$30,000, for a not-to-exceed total of \$130,000, extending the contract through December 31, 2015, and using the ESRI contract agreement form, for hosting part of Information Technology's Geographical Information System.

POLICE DEPARTMENT (278433)

Body-Worn Camera Pilot Program Grant: Authorizing the Police Department to submit a grant application to the Bureau of Justice Assistance seeking up to \$600,000 in funding, including a required matching component of up to the grant award, to provide funds to develop, implement, and evaluate a comprehensive program for body-worn cameras by selected Police Department personnel, with input from the community and criminal justice system, to improve law enforcement and to enhance officer interaction with the public.

**ZONING AND PLANNING (See Rep):**

PLANNING COMMISSION/DEPARTMENT (278434)

800 W Broadway and 2019 Aldrich Ave N Rezonings, submitted by William Anderson with Sherman Associates, to convert an existing building into a mixed-use building and create an accessory surface parking lot.

PLANNING COMMISSION/DEPARTMENT (278435)

721-29 8th St SE, Apartment Building Site Plan Review Appeal filed by William Wells of the City Planning Commission's decision approving a site plan review application for a new, 33-unit, multi-family residential building.

PLANNING COMMISSION/DEPARTMENT (278436)

Depot Renaissance Expansion, 300 Washington Ave S (225 3rd Ave S), appeal filed by CSM Corporation of the decision of the City Planning Commission approving a site plan review to allow for the construction of a single-story addition (6th floor) on top of the existing Depot Renaissance Hotel as well as remove the existing waterpark to allow for an infill addition which results in 110 additional guest rooms, a fitness center, a concierge lounge and pool.

Official Posting: 6/13/2015

Correction: 7/7/2015